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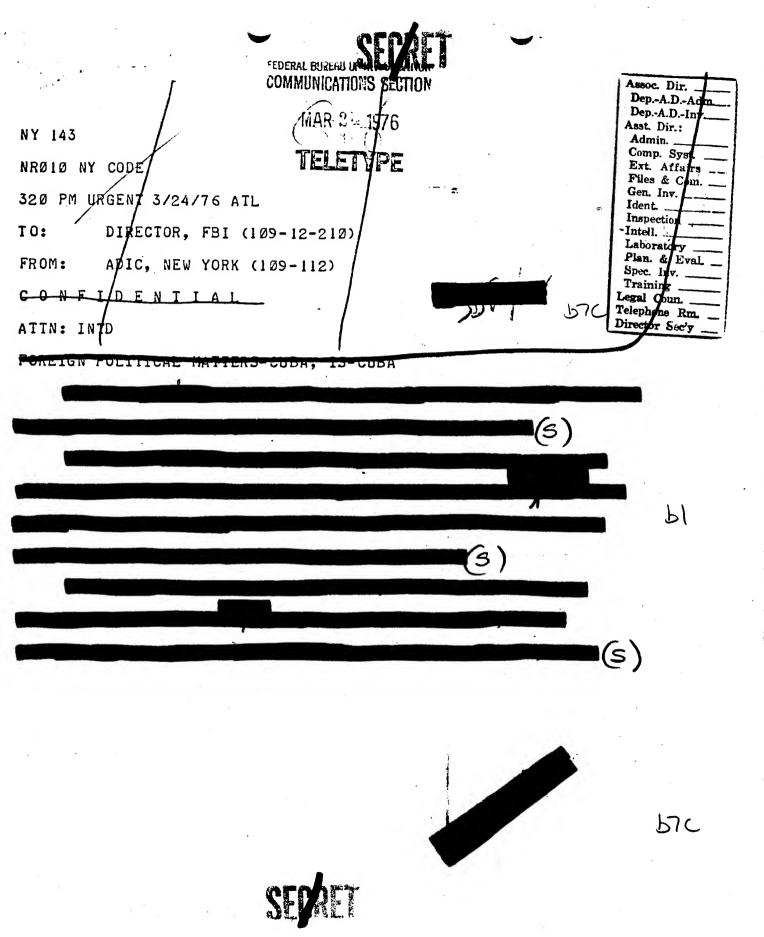
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RUEBWJA/	Immigration and Naturalization Service	RUEOIAA/	National Security Agency	
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RUEACSI/	Department of the Army	RUEAUSA/	U. S. Postal Service (if Classified)	
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DIRECTOR, FBI (109-12-210)

FROM:

ADIC, NEW YORK (109-112)

ATTENTION: INTD

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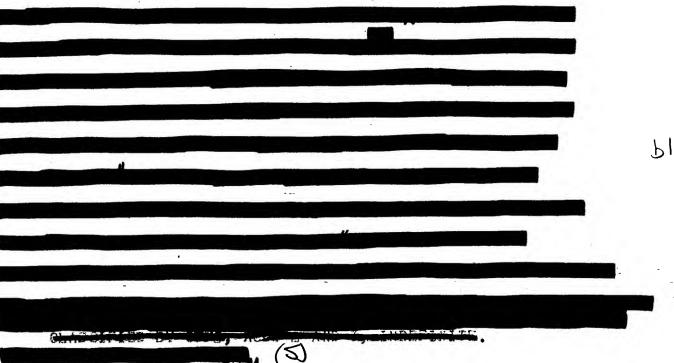
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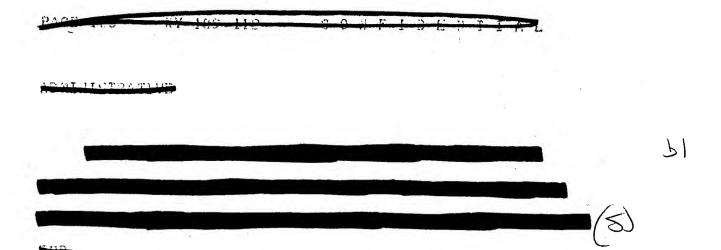


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Memorandum

TO

DIRECTOR, FBI

DATE: 3/24/76

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FROM

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Re IP letter to Bureau, 1/19/76; and IP letter to Bureau, 2/5/76, entitled "PARTIDO SOCIALISTA PUERTORRIQUENO (PUERTO RICAN SOCIALIST PARTY (PSP), IS - PRN".

On 3/1/76, (established source)(protect by request), , advised files reflect employed as until , at which time from terminated his employment to return to school. Additional employment was indicated at the from Date and place of birth were indicated as with Social Security Account Number Address was indicated as was indicated as Education was indicated as two years of business administration at Indiana University, Northwest Campus, Gary, Indiana, and one year at Purdue University, Calumet Campus, Hammond, Indiana.

3 - Bureau

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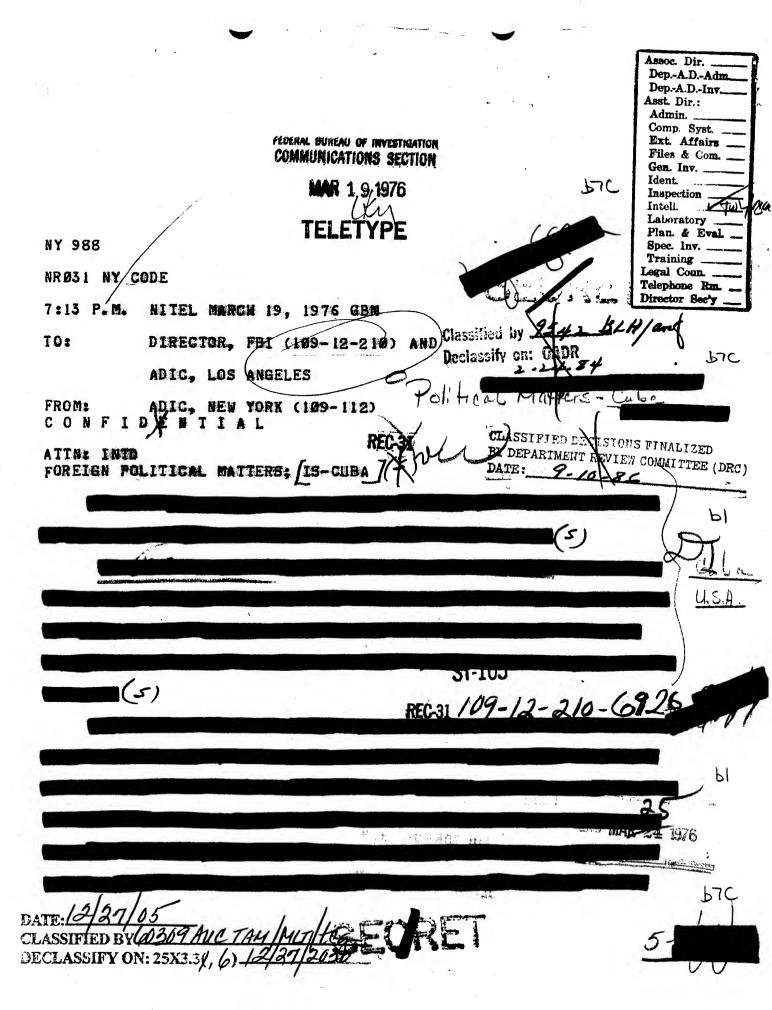


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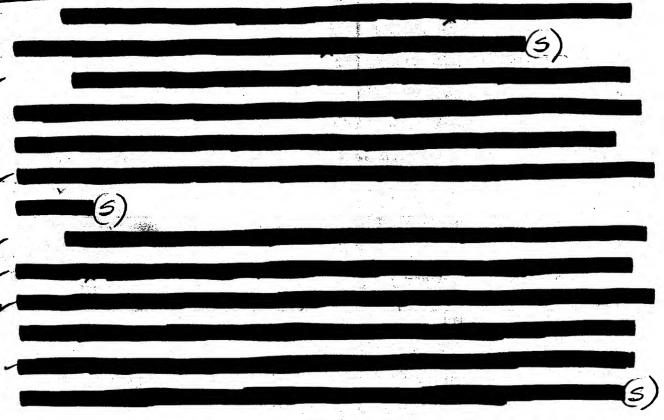
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To: SACs: To: Legats:
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RUEBWJA/ Attorney General Deputy Attorney General
Attn: Analysis and Evaluation Unit
RUEBWJA/ Assistant Attorney General, Civil Rights Division
RUEBWJA/ Assistant Attorney General, Criminal Division Attn: Internal Security Section Attn: General Crimes Section
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RUEBWJA/ U. S. Marshal's Service (DIRNSA/NSOC (Attn: SOO))
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RIJEBJGA / Department of Transportation
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9:45 AM URGENT 3/29/76 GJK

TO DIRECTOR (189-12-281) (189-12-218) NR 874-29

FROM LEGAT BUENOS AIRES (189-2) (189-5) (P)

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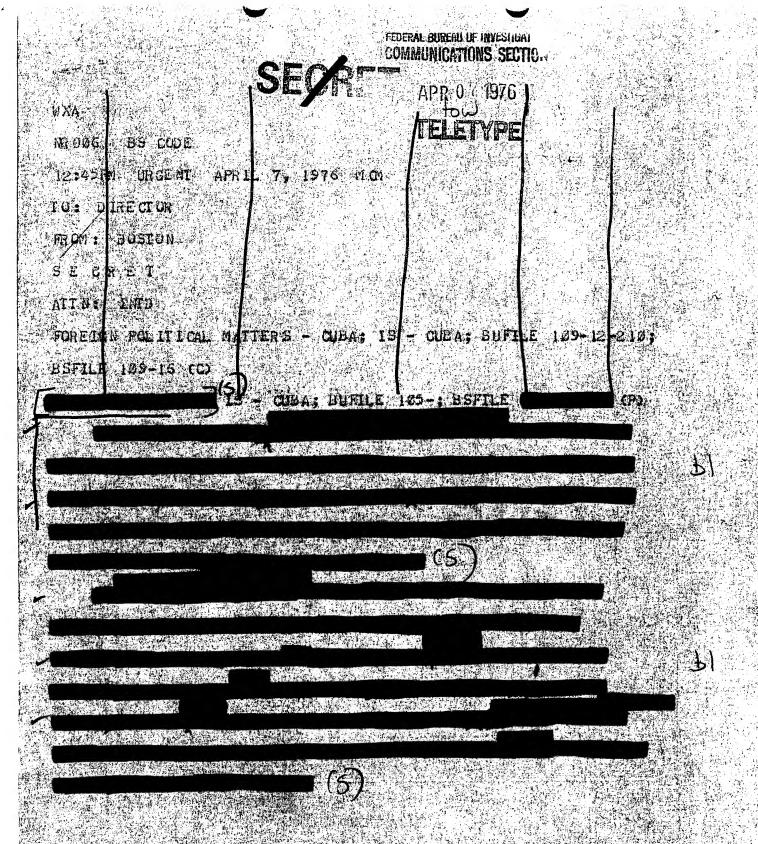
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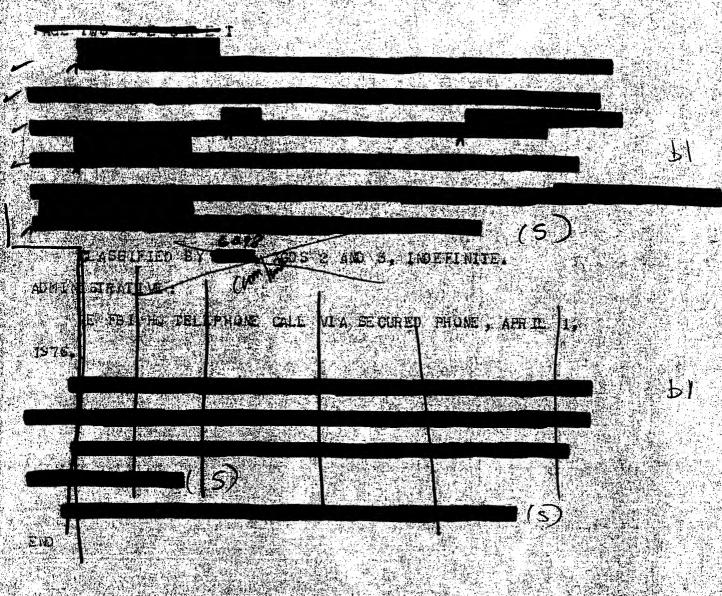
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	RUEBWJA/	— — — — — — — — — —	mey General nalysis and Eva	luation Unit		
	RUEBWJA/	Assistant Attorney General, Civil Rig	thts Division			
	RUEBWJA/	Assistant Attorney General, Criminal Attn: Internal Security Section		ral Crimes Section		
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	RUEBWJA/	Immigration and Naturalization Service	e RUEOIAA/	National Sec	rity Agency	
	RUEBWJA/	U. S. Marshal's Service	,	(DIRNSA/NS	OC (Attn: SOO))	
	RUEBDUA/	Department of the Air Force (AFOSI)	RUEOLKN/	Naval Invest	igative Service	
	RUEACSI/	Department of the Army	RUEAUSA/		Service (if Classifie	d)
	RUEAIIA/	Director, CIA	DIIDIIGO (FS if Unclassified)	
	RUEBJGA/	Commandant, U. S. Coast Guard	RUEHSE/	<u>^</u>	Service (PID)	
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Approved: Special Agent in Charge 70 APR 201976

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COMMUNICATIONS SECTION

APR 1 4 1976

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3:26PM URGENT APRIL 14. 1976 CRG

TO:

DIRECTOR, FBU /09 -12-210-

FROM

Director Sec'y ADIC, NEW YORK (109-112) per 65 flether dated 5/17/02

CONFIXENTIAL DATE: 4

ATTENTION: INTD

FOREIGN POLITICAL MATTERS - CUBA; IS CUB.

DTC.

Assoc. Dir. Dep.-A.D.-Adm Dep.-A.D.-Inv.

Asst. Dir.: Admin.

Comp. Syst. Ext. Affairs Files & Com. Gen. Inv. Ident.

Inspection Intell.

Laboratory Plan. & Eval. Spec. lnv.

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Telephone Rm.

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FEDERAL BUREAU OF INVESTIGATION COMMUNICATIONS SECTION



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ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED EXCEPT MHERE SHOWN OTHERWISE.

TO:

DIRECTOR, FBI (109-12-21D)

FROM:

ATTN:

ADIC. NEW YORK (129-112)

Unclass Per OGA letter

FOREIGN POLITICAL MATTERS-CUBA; IS-CUBA

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Assoc. Dir. Dep.-A.D.-Adm.

Admin. . Comp. Syst. Ext. Affairs Files & Com. Gen. Inv. _ Ident. ____ Inspection ,

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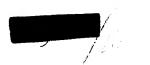
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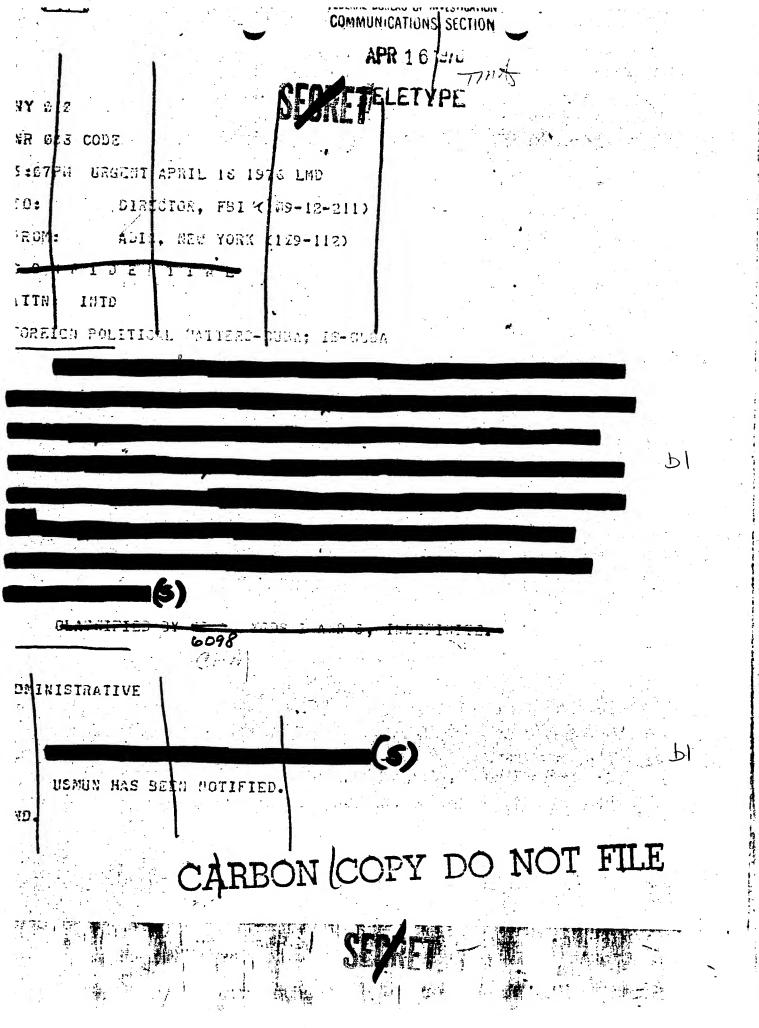




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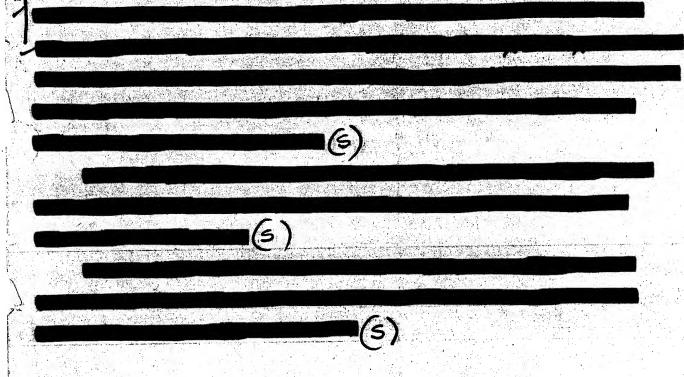
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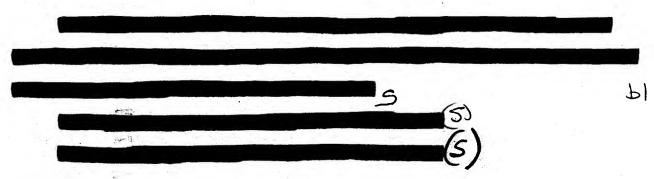
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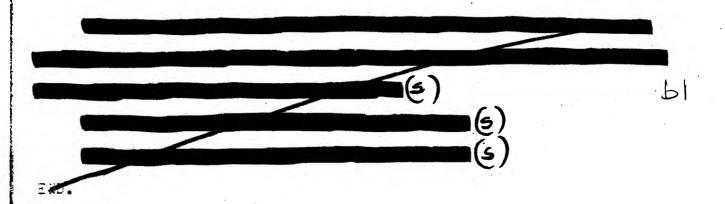
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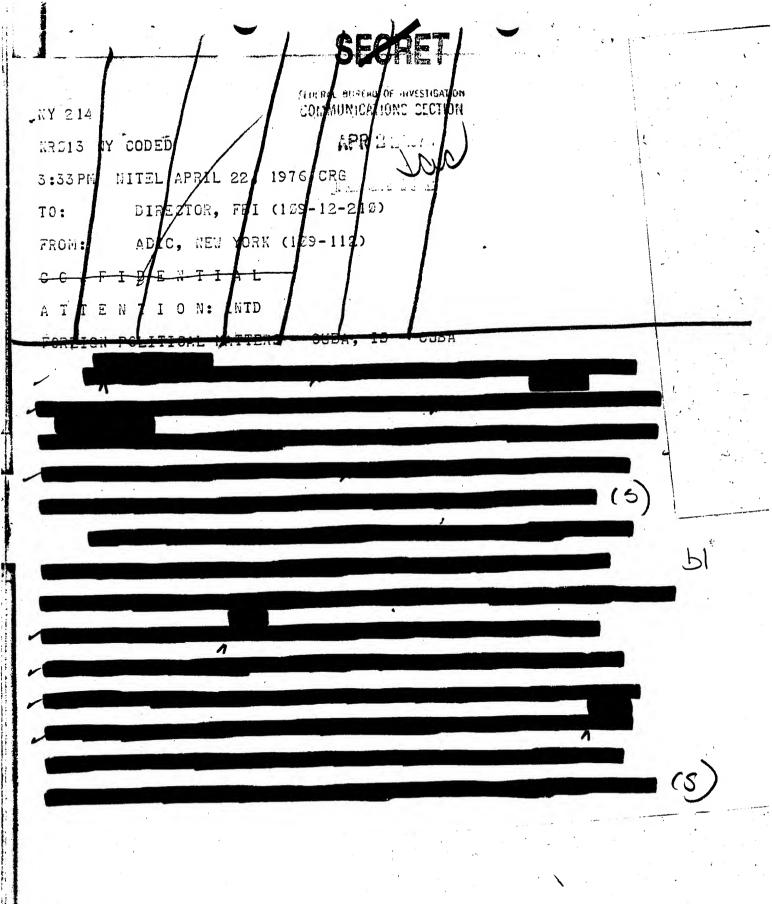
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DIRECTOR, FBI (109-12-210)

FROM:

ADIC, NEW YORK (109-112)

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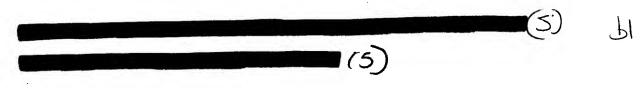
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MAY 0, \$ 1976

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то: /

DIRECTOR, FBI (109-12-210)

FROM:

ADIC, NEW YORK (109-112)

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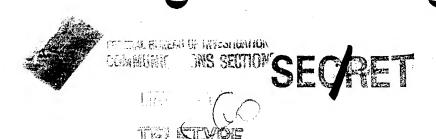
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7:50PM NITEL 5-5-76 JPZ

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DIRECTOR, FBI

FROM:

ADIC, NEW YORK (109-112)

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ATTN: INID

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To: RUEADWW/ The President The Vice President White House Situation Room Attn: Attn: Attn: RUEBWJA/ Attorney General Attn: Analysis and Evaluation Unit RUEBWJA/ Assistant Attorney General, Civil Rights Division RUEBWJA/ Assistant Attorney General, Criminal Division RUEBWJA/ Assistant Attorney General, Criminal Division RUEABND/ Drug Enforcement Administration RUEANAT/ National Aeronautics & Space Adm. RUEBWJA/ Immigration and Naturalization Service RUEOIAA/ National Security Agency (DIRNSA/NSOC (Attn: SOO)) RUEBWJA/ Department of the Air Force (AFOSI) RUEOLKN/ Naval Investigative Service RUEACSI/ Department of the Army RUEAUSA/ U. S. Postal Service (if Classified) RUEAUSA/ Director, CIA	
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NITEL 5-20-76 JPZ 6:30PM

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DIRECTOR, FBI

FROM:

ADIC, NEW YORK (109-112)

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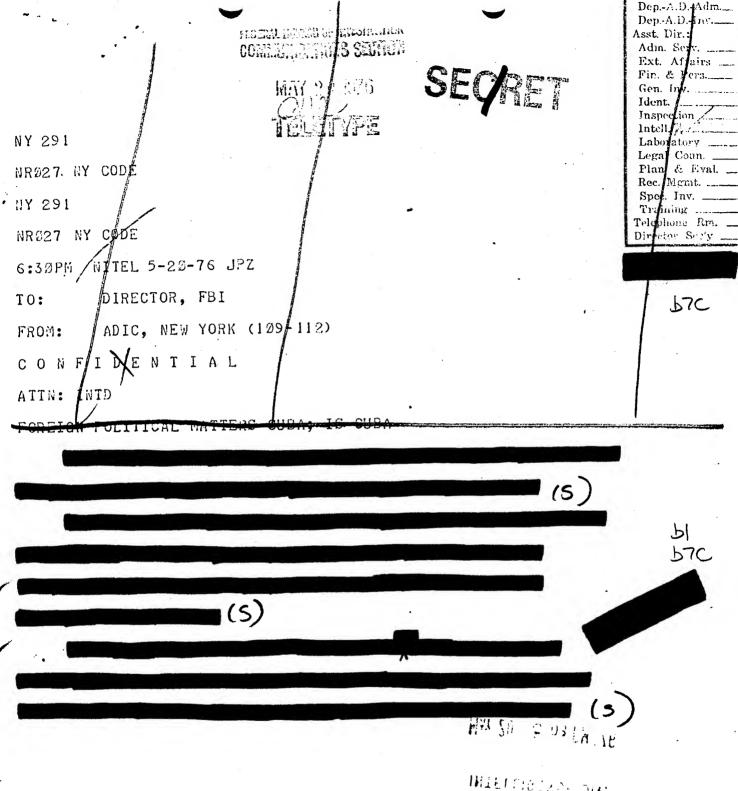
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In Reply, Please Refer to File No.

UNITED STATES DEPARTMENT OF JUSTICE

FEDERAL BUREAU OF INVESTIGATION

Washington, D. C.

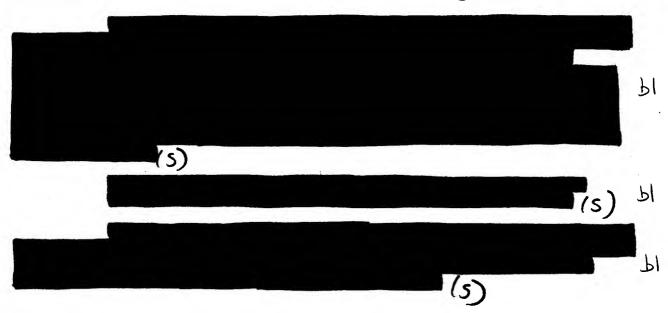
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Foreign Political Matters - Cuba

Re:

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The MPLA is the Popular Movement for the Liberation of Angola (Movimiento Popular De Libertacao Angola).



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Sources whose identities are concealed herein have furnished reliable information in the past except where otherwise noted.

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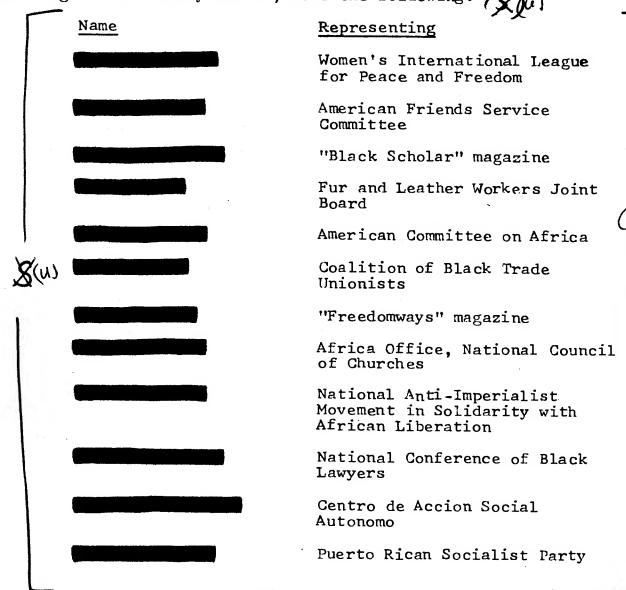
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Foreign Political Matters - Cuba

The March 3, 1976, issue of the "Daily World" (an east coast communist newspaper) datelined Havana, March 2nd, reported: "The Popular Movement for the Liberation of Angola and Angola government officials led a two-day seminar here last week to acquaint a large United States delegation with the struggle of the Angolan people." The "Daily World" reported that 26 North Americans representing a wide range of organizations as well as several journalists attended the seminar. Among the representatives, according to the "Daily World", were the following:



SECRET.

Foreign Political Matters - Cuba

The March 12, 1976, issue of the "Daily World" reported as follows: ()

"Support for the Peoples Republic of Angola has been urged by a 26-member U.S. delegation which met with representatives of the PRA and the Popular Movement for the Liberation of Angola (MPLA) in Havana late last month."

"The meeting was hosted by the Cuban government so the PRA could brief U.S. press and organizational representatives on the new republic's political, social and economic goals and on the role of the MPLA."

"The delegation agreed on the following seven-point program: ()

- U.S. recognition of the People's Republic of Angola.
- 2. Collection of pharmaceuticals, medicines, fertilizers and agricultural equipment for the PRA.
 - 3. A campaign to dispel myths about the MPLA and Angola.
- 4. Action to avert a U.S.-initiated economic boycott of Angola.
- 5. The granting of visas to Angolans who wish to visit the U.S.
- 6. Preventing any additional military aid to Zaire and South Africa.
- 7. Work to broaden the base of support for the People's Republic of Angola in the U.S."

"Attending the Havana conference were members and representatives of the following organizations:

Amalgamated Meatcutters and Butcher Workmen of North America, (AFL-CIO);

Siul

American Committee on Africa;

Marican Friends Service Committee;

Black Economic Research Center;



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Foreign Political Matters - Cuba

CASA-General Brotherhood of Workers;

Coalition of Black Trade Unionists (NYC);

Coalition for a New Foreign Policy;

MPLA Solidarity Committee;

National Anti-Imperialist Solidarity Movement for African Liberation;

National Conference of Black Lawyers;

(n) X

National Council of Churches (Africa office);

Puerto Rican Socialist Party;

Prairie Fire Organizing Committee;

Third World Coalition/Southwest Workers Federation;

U.S. Out of Angola Committee and Chicago Committee for the Liberation of Angola, Mozambique and Guinea;

Venceremos Brigade;

Washington Office on Africa;

Women's International League for Peace and Freedom

Youth Against War and Fascism"

"Members of the press included, the Afro-American Newspapers (Baltimore Afro-American), Bilalian News (two journalists attended), Black Scholar, Freedomways Magazine, the San Francisco Sun Reporter and one freelance labor journalist."

The MPLA and PRA representatives who participated in the seminar were identified in the March 3rd issue of the "Daily World" as follows: ' a member of the MPLA central committee and of the Eastern Front;

Relations; and in the Ministry of Foreign

relations department of the MPLA, ... " (XXI)

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☐ Information pertained only to a third party with no reference to the subject of your request or the subject of your request is listed in the title only.

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P M. NITEL 6-2-76 JPZ 8:17

TO:

DIRECTOR. FBI (109-12-210)

FR OM: ADIC. NEW YORK (109-112)

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ATTN: INTD

FOREIGN POLITICAL MATTERS-CUBA; IS-CUBA.

THE JUNE 2, 1976 EDITION OF "THE NEW YORK TIMES" CONTAINS AN ARTICLE DATELINED JUNE 1, UNITED NATIONS, N.Y. AND CAPTIONED "CUBA DENIES EXIT PERMITS TO TWO FOREIGN REPORTERS." THE ARTICLE STATES AS FOLLOWS:

"TWO FOREIGN CORRESPONDENTS WHO ENTERED CUBA TO REPORT ON LAST WEEK'S UNITED NATIONS SEMINAR ON APARTHEID WERE DENIED EXIT VISAS AFTER THE MEETING WAS CLOSED AT THE WEEKEND,

OF LE SOTR. BRUSSELS,

RAND DAILY MAIL, JOHANNESBURG, WERE SAID TO HAVE BEEN UNABLE

THEM FOR THE COST OF TO LEAVE CUBA BECAUSE OF CLAIMS

THEY FILED DURING THEIR

A BRITISH SUBJECT. WAS REPORTED

SUBSEQUENTLY RECEIVED CLEARANCE. THE SITUATION

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ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED EXCEPT WHERE SHOWN OTHERWISE.



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TO: DIRECTOR, FBJ (109-12-210)

FROM: ADIC, NEW YORK (109-112)

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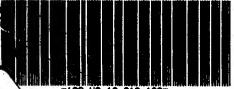
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VOLUME NO. 120

109- HQ-12-210

SECTION 120

SERIALS 7045-7104



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UNITED STATES GOVERNMENT

lemorandum

TO

DIRECTOR, FBI (109-12)

DATE:

9-13-76

SAC, ST. LOUIS (109-NEW) (C)

FOREIGN POLITICAL MATTERS

IN CUBA

Re Bureau routing slip to St. Louis, 7-26-76.

Enclosed for the Bureau are four booklets captioned as follows:

> "Denuncia de las violaciones de los derechos humanos por la Junta Militar de Chile en la educacion, la ciencia y la cultura."

"El Segundo Llamamiento de Estocolmo y la hora actual."

"Documentos de la Conferencia Internacional de Solidaridad con la Independencia de Puerto Rico"

"Movimiento por la paz y la Soberania de los Pueblos"

The above literature was received by

by U.S. mail in 8/76 with a return address of Havana, Cuba St. Louis will continue to forward any such material to

FBIHQ as it is received.

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Classified by 3067 Exempt From GDS, Calegory 2

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TO DIRECTOR PRIORITY

WASHINGTON FIELD PRIORITY

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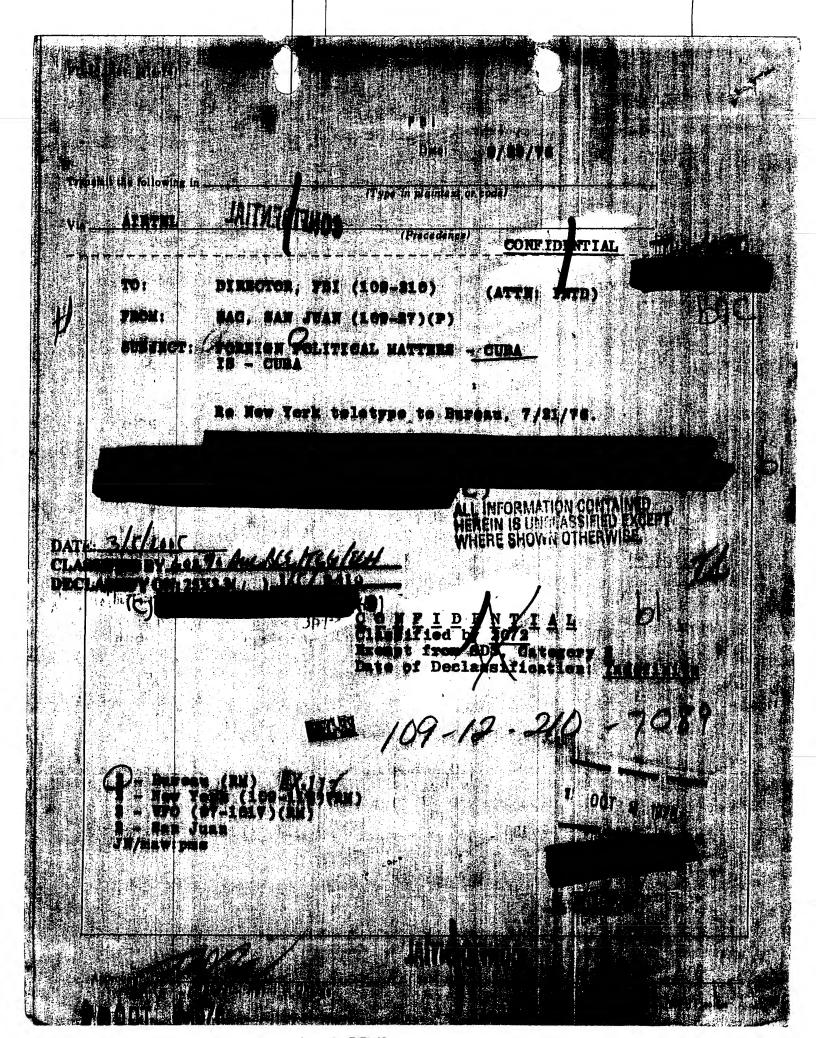
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CAPTIDENTIAL

TELETYPE

FM DIRECTOR (109-12-210)

SEPTEMBER 28, 1976

TO SAN DIEGO (PRIORITY)

LEGAT, MEXICO (PRIORITY)

BT

FOREIGN POLITICAL MATTERS - CUBA

DEFENSE INTELLIGENCE ON SEPTEMBER 28, 1976 AGENCY. ADVISED THAT A CUBAN DELEGATION REPRESENTING THE CUBAN NATIONAL FISHERIES INSTITUTE WOULD BE MEETING WITH THEIR MEXICAN COUNTERPARTS IN EMBENADA, MEXICO, SEPTEMBER 28-30, 1976.

ABOVE FOR YOUR INFORMATION NO ACTION NECESSARY, HOWEVER IF ANYPPERTINENT INFORMATION IS RECEIVED, "IT SHOULD BE FORWARDED TO FBIHQ IN FORM SUITABLE FOR DISSEMINATION.

CLASSIFIED BY S188, KCDS 2 AND 3, INDEPINITE.

BT

WEW: klg **(5)**

NOTE:

SEP 30 1976

REC-52/09-12-210-7090RTC

Information furnished by DIA being relayed to Mexico and San Diego in order to alert them of the Mexican-- Euban meeting in the part of Ensenada. (4) 4

Dep. AD Adm. ___ Dep. AD Inv.___ FEDERAL OWNERS OF INVESTIGATION Asst. Dir.t COMMUNICATIONS SECTION Adml. Serv Ext. Affairs

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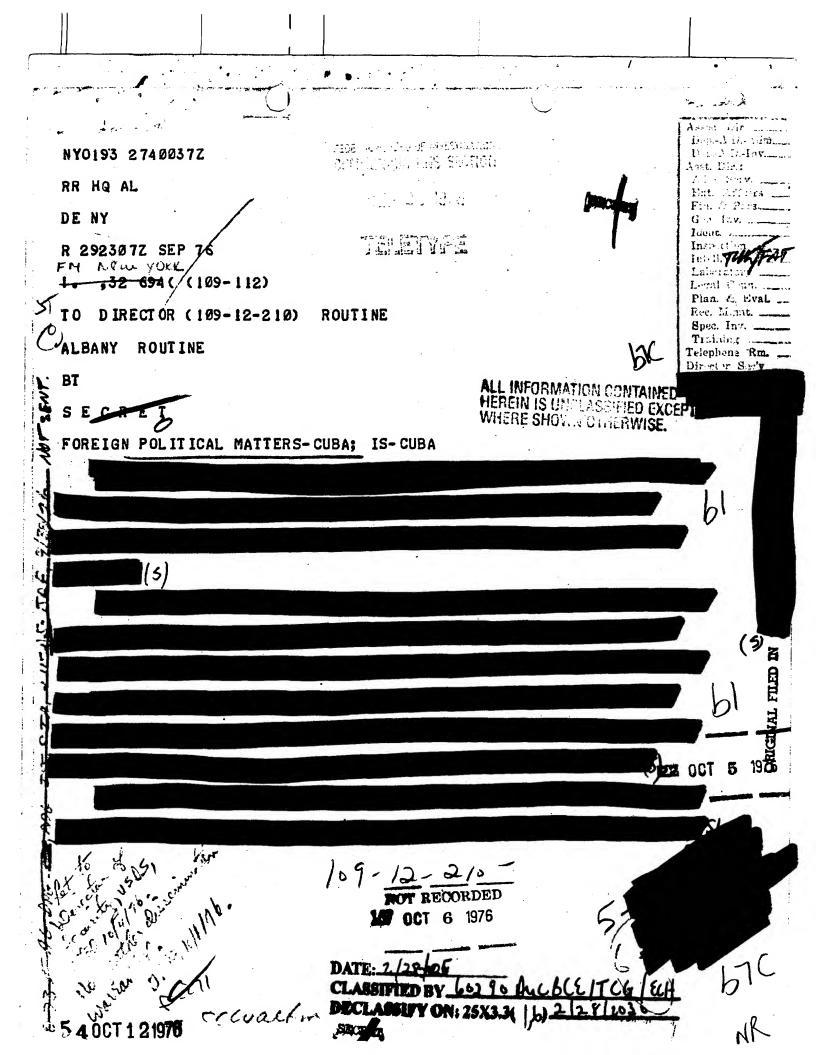
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TABS: PFOR PINT US GY

SUBJ: PRIME MINISTER BURNHAM'S SPEECH, OCTOBER 17

1. FOLLOWING IS THE FULL TEXT OF PRIME MINISTER BURNHAM'S SPEECH OF OCTOBER 17 AS TRANSCRIBED FROM TAPES OF THE LIVE RADIO BROADCAST. WE HAVE INSERTED THE PARAGRAPH NUMBERS TO FACILITATE RAADING.

2. BEGIN TEXT:

3. CONRADE MR. PRESIDENT, COMRADES. MAY I REPEAT THE WORDS OF A POEM BY MARTIN CARTER. "DEATH MUST NOT FIND US THINKING THAT WE DIE. TOO SOON, TOO SOON OUR BANNER DRAPES FOR YOU. I WOULD PREFER THE BANNER IN THE WIND NOT BOUND SO UNCLASSIFIED

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GEORGE 02076 01 OF 04 190229Z

TIGHTLY IN A SCARLET BOW. NOT SUDDEN, SUDDEN

(UNCLEAR) PEOPLE'S TEARS BUT FLASHING ON THE POLE

WE BEAR ALOFT DOWN AND BEYOND THIS DARK, DARK

LANE OF (UNCLEAR). DEAR COMRADES, IF IT MUST BE

YOU SPEAK NO MORE WITH ME, NOR SMILE NO MORE WITH

ME, THEN LET ME MAKE A PATIENCE AND A CALM. FOR

EVEN NOW, THE GREENER LEAF EXPLODES. SUN

BRIGHTENED STONE AND ALL THE RIVER BURNS NOW

FROM THE MORNING VANGUARD MOVING ON, DEAR

COMRADES. I SALUTE YOU. AND I SAY DEATH WILL

NOT FIND US THINKING THAT WE DIE.

4. ELEVEN DAYS AGON ON WEDNESDAY, THE SIXTH OF OCTOBER NINETEEN SEVENTY-SIX, THE CUBANA FLIGHT NUMBER 455 TOOK
TO THE AIR. IT WAS ABOUT 10:30 AM. THERE WERE
FIFTEEN CREW ABOARD AND TWENTY-THREE PASSENGERS.
OF THE PASSENGERS, ELEVEN WERE GUYANESE CITIZENS,
FIVE WERE KOREAN CITIZENS AND THE REST WERE
CITIZENS FROM OUR SISTER REPUBLIC CUBA. THE
FLIGHT WENT TO TRINIDAD. THERE, THIRTY-FOUR
PASSENGERS JOINED. THE BULK OF THE PASSENGERS
WERE THE CUBAN FENCING TEAM JUST BACK FROM
CARACAS. VENEZUELA.

5. BUT ALSO AMONGST THE THIRTY-FOUR WERE TWO GENTLEMEN. JOSE VASQUEZ. THAT'S ONE OF HIS ALIASES, AND FREDDY LUGO. WHO PERPORTED TO HOLD VENEZUELAN PASSPORTS. THEY AHD ARRIVED THE DAY BEFORE FROM VENEZUELA BY PAN AMERICAN FLIGHT 433. THEY BOOKED INTO THE HOLIDAY INN IN TRINIDAD WHICH THEY LEFT AT 6:00 AM ON THE SIXTH AND THEN THEY JOINED THE FLIGHT LATER. AS CUBANA ALIRLINES FLIGHT 455 WAS LEAVING SEAWELL AIRPORT IN BARBADOS, THERE WERE SEVENTY-THREE SOULS ABOARD. ELEVEN OF THEM GUYANESE. A FEW MINUTES AFTER, THE PILOT, A CUBAN, REPORTED THAT THERE WAS AN EXPLOSION ABOARD AND ALSO A FIRE AND THAT HE WAS HEADING. BACK TO SEAWELL THE AUTHORITIES OF WHICH HE ASKED TO PREPARE FOR AN EMERGENCY LANDING. BUT HE NEVER MADE IT. ABOUT ONE AND A HALF MILES FROM SHORE UNCLASSIFIED

THE PLANE DISAPPEARED AND ALL THAT COULD BE SEEN WAS OIL AND GREEN SLICK.

6. BO PERISHED SEVENTY-THREE WEST INDIANS AND FIVE KOREANS. THE ELEVEN YOU KNOW. JACQUELINE WILLIAMS. ANN NELSON. RAWLE THOMAS, RAYMOND PERSAUD, SESHNARINVE KUMAR, SABRINA HARRYPAUL, MARION BRAD SHAW, RITA THOMAS, VIOLET THOMAS, ERIC NORTON, AND M. SOBHA. OF THESE ELEVEN GUYANESE WHO PERISHED, ONE WAS A NINE YEAR OLD CHILD, SABRINA HARRYPAUL. SIX WERE STUDENTS BOUND TO PURSUE THE PROFESSION OF MEDICINE WHOSE OBJECTIVE IS TO SAVE LIES FOR THEY LOST THEIR OWN. ON THE TWENTY-NINTH OF JUNE, NINETEEN SEVENTY-SIX. AS MINISTER RESPONSIBLE FOR TRAINING, I ACCEPTED A RECOMMENDATION THAT RAYMOND PERSAUD, SESHNARINE KUMAR AND JACQUELINE WILLIAMS SHOULD PROCEED TO CUBA TO PURSUE MEDICINE. AND FOUR DAYS BEFORE THIS INCIDENT, ON SATURDAY THE SECOND OF OCTOBER, I AGREED WITH ANOTHER RECOMMENDATION THAT ERIC NORTON, RAWLE THOMAS AND ANN NELSON SHOULD JOIN THE THREE OTHER COMRADES. COMRADE MARION BRADSHAW. THE WIFE, OR WAS THE WIFE, OF OUR COUNSELOR IN OUR EMBASSY IN HAVANA. SHE LEFT NOT ONLY A HUSBAND. BUT A TWO MONTH OLD CHILD WHO WILL NEVER, NEVER KNOW HER. RITA THOMAS AND VIOLET THOMAS WERE PROCEEDING TO CANADA AS WAS ALSO SABRINA HARRYPAUL VIA JAMAICA.

WE DID NO ONE ANYTHING. WE DID NOT ATTACK THE POWERS THAT BE. WE DID NOT INVADE ANYONE'S TERRITORY. BUT THIS WAS WAR DECLARED AGAINST US IN GUYANA AS ALSO AGAINST OUR COMRADES IN CUBA. ONE ASKS, WHY DID THESE YOUNG PEOPLE HAVE TO DIE? NO, THEY DID NOT HAVE TO DIE.

WHY DID THEY DIE? NOT IN THE SUMMER OF THEIR YEARS, BUT IN THE SPRINGTIME OF THEIR YOUTH.

THEY DIED BECAUSE THERE ARE SOME IN THIS WORLD,
AND MORE PARTICULARLY IN THIS HEMISPHERE, WHO
DO NOT ACCPET THE RIGHT OF A PEOPLE TO FASHION

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PAGE Ø4

GEORGE 02076 01 OF 04 190229Z

THEIR OWN DESTINIES AND TO DICTATE THEIR OWN GOALS. JOSE VASQUEZ OF CUBAN BIRTH, A NATURALIZED VENEZUELAN WE ARE TOLD, AND FREDDY LUGO, WHO WE'RE TOLD IS A COLOMBIAN BY BIRTH AND A VENEZUELAN BY ADOPTION, THEY WERE THE MEN WHO WERE THE INSTRUMENTS OF THIS DASTARDLY CRIME. BUT SOMETIMES AS I HAVE REFLECTED OVER THE PAST ELEVEN DAYS, METHINKS THAT THEIRS WERE THE HANDS OF ESAU, BUT A VOICE WAS NOT THEIRS. IT WAS THE VOICE OF A JACOB BEHIND.

8. VASQUEZ IS PART OF

A COUNTER-REVOLUTIONARY CUBAN GROUP WHICH OPERATES THROUGHOUT THE WESTERN HEMISPHERE. AND LUGO IS HIS CONFEDERATE. AFTER THE PLANE LEFT, FREDDY LUGO TELEPHONED ONE ORLANDO BOSCH IN CARACAS AND THE CONVERSATION CONFIRMS THAT LUGO AND VASQUEZ WERE TOGETHER THE MURDERERS. AND WHO IS ORLANDO BOSCH? ANOTHER COUNTER-REVOLUTIONARY CUBAN TO WHOM THE UNITED STATES OF AMERICA, THAT BASTION OF DEMOCRACY, GAVE SHELTER AFTER THE SUCCESSFUL CUBAN REVOLUTION. HE, WITH OTHERS, HAVE ENJOYED THE HOSPITALITY OF THE GREAT AMERICAN PEOPLE IN MIAMI. HE WAS EVENTUALLY CHARGED. CONVICTED AND IMPRISONED FOR ACTS OF VIOLENCE IN THE UNITED STATES OF AMERICA. HIS WAS THE HABIT OF BLOWING UP BOOKSTORES, BUILDINGS AND HAVING FISHING BOATS SHOT AT, BUT THEN THE AMERICAN AUTHORITIES, EVER GENEROUS TO BOSCH, RELEASED HIM ON PAROLE. HE BORKE THE TERMS OF HIS PAROLE. SOUGHT REFUGE IN THE DOMINICAN REPUBLIC AND LATER TRAVELLED VIA NICARAGUA TO VENEZUELA ON A FORGED COSTA RICAN PASSPORT.

FEETRAL BURGAU OF INVESTIGATION COMMUNICATIONS SECTION

OCT 19 1970

UNCLASSIFIED FBB806

PAGE Ø1

GEORGE 02076 02 OF 04 182052Z

71

ACTION ARA-10

INFO OCT-01 ISO-00 CIAE-00 DODE-00 PM-04 H-02 INR-07 L-03

NSAE-00 NSC-05 PA-02 PRS-01 SP-02 SS-15 NSCE-00

SSO-00 USIE-00 INRE-00 EB-07 CAB-05 COME-00 DOTE-03

CIEP-02 FAA-00 SCA-01 VO-03 JUSE-00 FBIE-00 SY-05

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FM AMEMBASSY GEORGETOWN

TO SECSTATE WASHDC IMMEDIATE 3557

UNCLAS SECTION 2 OF 4 GEORGETOWN 2076

HEREN SALES SLOBEL
DATE 17197 BY SLOBSLOBEL
(PER DOS AUTHORITY 1729/96)

9. BUT THE AMERICANS COULD NOT FIND HIM. THEY WHOSE TENTACLES SPREAD ALL OVER THE WORLD COULD NOT FIND BOSCH. IT WAS ONLY AFTER THE PERPETRATION OF THIS CRIME ON WEDNESDAY, THE SIXTH ON OCTOBER THAT THE UNITED STATES APPLIED TO THE VEWEZUELAN AUTHORITIES, SO I AM TOLD, FOR THE EXTRADITION OF BOSCH. I AM TO ASSUME THEY DID NOT KNOW WHERE HE WAS IN THE DOMINICAN REPUBLIC. THEY DID NOT KNOW WHEN HE WAS IN NICARAGUA. THEY DID NOT EVEN KNOW WHEN HE WAS IN VENEZUELA UNTIL THE TELEPHONE CALL FROM FREDDY LUGO TO HIM, ON THE AFTERNOON OF WEDNESDAY, THE SIXTH OF OCTOBER NINETEEN SEVENTY-SIX. IT IS A LITTLE DIFFICULT TO UNDERSTAND HOW AN ORGANIZATION WHOSE ARMS HAVE BEEN ABLE TO INFILTRATE TIGHT ORGANIZATIONS LIKE MINUTEMEN, WEATHERMEN, KU KLUX KLAN, BLACK PANTHERS COULD NOT FIND OUT WHERE ORLANDO BOSCH WAS.

10. MORE THAN OF PASSING

UNCLASSIFIED

PAGE Ø2

GEORGE Ø2076 Ø2 OF Ø4 182052Z

SIGNIFICANCE IS THE FACT THAT IN THE DIARY OF FREDDY LUGO, WHO WAS ULTIMATELY ARRESTED

ON HIS RETURN TO TRINIDAD AT 8:55 PMTHE SAME

SIXTH DAY OF OCTOBER, ON HIM WAS FOUND A DIARY

AND ON THE FIRST PAGE OF THE DIARY WAS A NAME

FRED, NO SORRY, JOE LEO. AND WHO IS JOE LEO

YOU MAY ASK? JOE LEO IS AN FBI OFFICER ATTACHED

TO THE UNITED STATES EMBASSY IN CARACAS AND HE

IS SUPPOSED TO BE LEGAL COUNSELOR OR LEGAL ATTACHE

THERE. I MAKE NO COMMENT, COMRADES. I GIVE YOU

THE FACTS AND I TELL YOU LIKE IT IS. ON THE

FIRST PAGE OF THE DIARY OF LUGO WAS TO BE FOUND THE

NAME OF AN AMERICAN FOREIGN OFFICIAL.

11. COMRADES, THE TWO GENTLEMEN, VASQUEZ AND LUGO, WHO WERE RESPONSIBLE FOR THE DEATHS OF OUR ELEVEN COMRADES AND SIXTY-TWO OTHERS, ARE NOW IN THE CUSTODY OF THE POLICE OF TRINIDAD AND TOBAGO. MEANWHILE WE HAVE HEARD FROM THE PRIME MINISTER OF BARBADOS, MR. TOM ADANS, IN HIS ADDRESS TO THE GENERAL ASSEMBLY OF THE UNITED NATIONS ON MONDAY, THE ELEVENTH OF OCTOBER, A CONDEMNATION OF TERRORISM AND THE BRUTALITY INHERENT IN AN ACT SUCH AS THAT PERPETRATED ON WEDNESDAY, THE SIXTH OF OCTOBER IN BARBADOS' TERRITORIAL WATERS.

12. I SPOKE TO MY BROTHER PRIME MINISTER ON THE EVENING OF THE SIXTH AND AGAIN ON THE MORNING OF THE SEVENTH.

AND ON BOTH OCCASIONS, HE ASSURED ME THAT HE WAS MOST ANXIOUS FOR ANY COOPERATION WHICH GUYANA COULD GIVE. WE SENT A TEAM CONSISTING OF INVESTIGATORS AND FOREIGN SERVICE OFFICERS TO BARBADOS ON THURSDAY, THE SEVENTH. INVESTIGATIONS WERE CARRIED OUT. AT FIRST, WE WERE UNDER THE IMPRESSION THAT THE BARBADOS GOVERNMENT WAS INTERESTED IN HAVING EXTRADITED FROM TRINIDAD AND TOBAGO THESE TWO MURDERERS, VASQUEZ AND LUGO. OUR COMRADE FOREIGN MINISTER FRED WILLS WENT TO BARBADOS AND HE SPOKE TO THE DEPUTY PRIME MINISTER. I RECALL INCIDENTALLY, THAT ON THE DAY OF THE INCIDENT THE FIRST REACTION OF SOME

UNCLASSIFIED

PAGE Ø3

GEORGE Ø2076 Ø2 OF Ø4 182052Z

BARBADOS' OFFICIALS WAS THAT THEY WERE NOT SURE THAT ANY CRIME THAT HAD BEEN COMMITTED WAS JUSTICIABLE IN THE BARBADIAN COURTS. AND THEN, YESTERDAY, WE LEARNED THAT THE GOVERNMENT OF BARBODOS, OUR CARICOM BROTHER, A FELLOW WEST INDIAN COUNTRY, HAD DECIDED TO CONFIRM THE OPINION GIVEN BY THE BARBADOS DIRECTOR OF CIVIL AVIATION, ONE MR. ARCHER, THAT THE BARBADOS GOVERNMENT AND COURT HAD NO JURISDICTION IN THIS MATTER. THERE SEEMS TO BE SOME DOUBT IN THEIR MINDS AS TO WHETHER THE PLANE CAME DOWN IN THE TERROTORIAL WATERS OF BARBBADOS. I USED TO BE A LAWYER OF SOME PASSING COMPETENCE. AND I FIND IT A LITTLE DIFFICULT TO UNDERSTAND HOW THERE CAN BE ANY QUESTION OF A POINT ONE AND A HALF MILES FROM THE SHORE NOT BEING WITHIN THE TERRITORIAL WATERS. BUT PERHAPS WE WENT TO DIFFERENT SCHOOLS AND USED DIFFERENT UNITS OF MEASUREMENT.

THE CONVENTION OF MONTREAL TO WHICH THE GOVERNMENT
OF BARBADOS ACCEDED. THAT ACCESSION WAS LATER RATIFIED,
IND MUNICIPAL LEGISLATION WAS PASSED GIVING THE COURTS
OF BARBADOS THE RIGHT TO TRY OFFENSES ARISING OUT OF AIR PIRACY.
I AM NO LONGER A LAWYER FOR THEY SAY HE WHO IS HIS
OWN LAWYER HAS A FOOL FOR A CLIENT. BUT I HAVE
BEEN ADVISED BY THE BESTLEGAL BRAINS IN GUYANA
THAT JOSE VASQUEZ, ALIAS GARCIA, AND FREDDY LUGO
CAN BE TRIED BEFORE A BARBADOS COURT.

14. COMRADES, WE ARE NOT INTERESTED IN NIGGLING
OBJECTIONS AND FANCY AND THEORETICAL LEGALISMS.
WE ARE INTERESTED IN JUSTICE. WE ARE INTERESTED
IN SEEING THESE TWO MEN BROUGHT BEFORE A COMPETENT
COURT TO ANSWER FOR THEIR MISDEEDS. TO ANSWER
FOR THE MURDER OF OUR ELEVEN GUYANESE COMRADES.
THAT'S AL WE ASK. TO MÂY MIND, EVEN THOUGH I
WOULD ESCHEW CRITICISM OF A FRIENDLY GOVERNMENT,
I STILL SAY FROM THE ADVICE AT MY DISPOSAL THAT
THE BARBADOS GOVERNMENT HAS A MORAL DUTY IMPOSED
UPON IT TO APPLY FOR THE EXTRADITION OF THESE
UNCLASSIFIED

PAGE Ø4

GEORGE 02076 02 OF 04 182052Z

TWO MURDERERS FROM TRINIDAD. AND I AM FURTHER ADVISED, ONLY THIS MORNING, THAT THE GOVERNMENT OF TRINIDAD AND TOBAGO IS PREPARED TO RESPOND FAVORABLY TO AN APPLICATION FOR EXTRADITION BY BARBADOS.

HONORABLE TOM ADAMS OF BARBADOS, HIMSELF A
LAWYER, HIMSELF A DEMOCRAT, HILSELF LIKE THE PRIME
MINISTER OF GUYANA OPPOSED TO TERRORISM OF THIS
SORT OR ANY OTHER SORT, IN HIS SPEECH TO THE
UNITED NATIONS GENERAL ASSEMBLY ON MONDAY, THE
ELEVENTH OF OCTOBER, IN THE YEAR OF OUR LORD
ONE THOUSAND NINE HUNDRED AND SEVENTY-SIX, NOT
ONLY DEPLORED THESE ACTS BUT ALSO CALLED UPON
THE WORLD COMMUNITY TO PURSUE SUCH MEASURES AS
WOULD BRING TO AN END INCIDENTS AND HAPPENINGS
LIKE THE ONE OF WHICH WE'VE HEARD OCCURRING
IN BARBADOS ON WEDNESDAY, THE SIXTH OF OCTOBER.

16. WE ALSO, IN THIS RESPECT, ARE ONE WITH THE GOVERNMENT OF THE UNITED STATES OF AMERICA. FOR ON THE THIRTIETH OF SEPTEMBER, THE SECRETARY OF STATE OF THE UNITED STATES OF AMERICA, MR. HENRY KISSINGER, DEPLORED THESE ACTS OF PIRACY AND TERRORISM WHICH TO THAT TIME HAD TAKEN SEVENTY LINES. NOW IT'S A HUNDRED AND FORTY-THREE LIVES. IT 'S BEEN MORE THAN DOUBLED. AND FURTHERMORE, THE SECRETARY OF STATE OF THE UNITED STATES OF AMERICA HAS, IN HIS MESSAGE TO HIS OPPOSITE NUMBER COMRADE FRED WILLS THE FOREIGN MINISTER. CONTINUED TO DEPLORE THIS PRIMITIVE AND IHHUMAN BEHAVIOR ENDEMIC IN THE OCTOBER SIX INCIDENT AND HE FURTHER UNDERTOOK THAT IF IT IS DISCOVERED AFTER INVESTIGATION THAT ANY LAWS OF THE UNITED STATES HAVE BEEN IN BREACH HE WOULD SEE TO IT THAT THE MISCREANTS ARE BROUGHT BEFORE THE PROPER AND A COMPETENT COURT.

17. WE OURSELVES HAVE ALWAYS STOOD

FIRMLY AGAINST TERRORISM. WE HAVE NEVER ENCOURAGED

UNCLASSIFIED

PAGE Ø5

GEORGE 02076 02 OF 04 182052Z

OR CONDONED PIRACY AND VIOLENCE. WHY DID IT HAVE

TO BE GUYANA? IN DECEMBER NINETEEN SEVENTY-TWO

THE GOVERNMENT OF GUYANA, ALONG WITH THE

GOVERNMENTS OF TRINIDAD AND TOBAGO, JAMAICA,

BARBADOS DECIDED TO ESTABLISH DIPLOMATIC RELATIONS

WITH THE PEOPLE'S REPUBLIC OF CUBA. EVERYONE

KNOWS THAT THIS WAS FIRST DISCUSSED AT THE

CARICOM HEADS OF GOVERNMENT MEETING IN OCTOBER

OF THAT YEAR ON THE INITIATIVE OF THE GOVERNMENT

OF GUYANA.

18. IN AUGUST OF NINETEEN SEVENTY-TWO. THE PIME MINISTER OF GUYANA, IN ASWER TO A QUESTION AT A TEACH-IN WHICH HE WAS ATTENDING, SAID THAT IT FOLLOWED NATURALLY THAT THERE WOULD BE DIPLOMATIC RELATIONS BETWEEN CUBA AND GUYANA. AND SO IT WAS THE OCTOBER MEETING OF HEADS OF GOVERNMENT THE DIPLOMATIC RELATIONS ESTABLISHED IN DECEMBER AND I REFER TO AN OFFICIAL U.S. BOVERNMENT STATEMENT JUST FOR YOUR INFORMATION AND UNDERSTANDING. I MAKE NO COMMENT. IT WENT TRUS: "IT IS A MOST UNFORTUNATE DEVELOPMENT." IT IS FOR YOU, COMRADES, TO DECIDE WHY THE UNITED STATES GOVERNMENT SHOULD CONSIDER IT A MOST UNFORTUNATE DEVELOPMENT. THAT FOUR SOVEREIGN COUNTRIES SHOULD DECIDE TO HAVE DIPLOMATIC RELATIONS WITH ANOTHER COUNTRY IN THE CARIBBEAN, IT IS FOR YOUR, THE PEOPLE, TO JUDGE. JUDGE NOW. (NOT O EY GODS. BUT O YE

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PAGE Ø1

GEORGE Ø2Ø76 Ø3 OF Ø4 182122Z

71 ACTION ARA-1Ø

INFO OCT-01 ISO-00 CIAE-00 DODE-00 PM-04 H-02 INR-07 L-03

NSAE-00 NSC-05 PA-02 PRS-01 SP-02 SS-15 NSCE-00

SSQ-00 USIE-00 INRE-00 CAB-05 COME-00 DOTE-00 EB-07

CIEP-02 FAA-00 SCA-01 VO-03 JUSE-00 FBIE-00 SY-05

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FM AMEMBASSY GEORGETOWN

TO SECSTATE WASHOC IMMEDIATE 3558

UNCLAS SECTION 3 OF 4 GEORGETOWN 2076

ALL INFORMATION CONTAINED
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DATE 1/1/97 SY SLLES SID KELL
(PSE DOS AUTHORITY 8/28/96)

EO 11652: NA

TAGS: PFOR PINT US GY

SUBJ: PRIME MINISTER BURNHAM'S SPEECH, OCTOBER 17

PEOPLE.

VITH CUBA WITH A VIEW TO MUTUAL TRADE. WE WERE COURTEOUSLY AND PROPERLY REMINDED BY THE AMERICAN GOVERNMENT, THROUGH ITS AMBASSADOR HERE, THAT IF WE WERE TO TRADE WITH CUBA, THE AID WHICH WE WERE RECEIVING UNDER A PROGRAM DESCRIBED AS PLASO WOULD CEASE. WE WERE GRATEFUL FOR THE INFORMATION AND THE REMINDER. WE HARBORED NO ILL FEELINGS AGAINST THE UNITED STATES OF AMERICA. IT'S THEIR AID PROGRAM.

IT'S THEIR RIGHT TO PRESCRIBE THE TERMS AND CONDITIONS WUPON WHICH AID WILL BE GIVEN. WE THANKED THEM FOR THE INFORMATION BUT WE PROCEEDED TO HAVE TRADE WITH CUBA. AND THEN, THE AID UNCLASSIFIED

PAGE Ø2

GEORGE Ø2076 Ø3 OF Ø4 182122Z

PROGRAM UNDER PL480 CAME TO AN END.

20. LATER, AND FOR SOME OBSCURE REASON, NOT NECESSARILY A CONVICTION ON MY PART THAT IT IS LOGICALLY RELATED OR CONNECTED, THERE COMES TO MIND THAT AFTER GUYANA VOTED THE WAY IT HAS BEEN VOTING CONSISTENTLY IN THE UNITED NATIONS IT WAS MENTIONED IN THE NEW YORK TIMES, A MOST REPUTABLE NEWSPAPER APPEARING IN THE UNITED STATES OF AMERICA, THAT GUYANA, WITH OTHER COUNTRIES. WAS PUT DOWN TO BE TAUGHT A LESSON. THE LESSON OBVIOUSLY WAS THAT IF A DEVELOPING COUNTRY VOTES IN A WAY WHICH WAS NOT CONSISTENT WITH THE UNTIED STATES OF AMERICA'S GOVERNMENT'S PERCEPTION OF UNITED STATES' INTERESTS, SUCH DEVELOPING COUNTRIES WOULD EITHER HAVE ITS AID REDUCED OR REMOVED. AGAIN. THERE'S NOTHING WRONG WITH THAT. IT'S THEIR AID. IT'S THEIR MONEY. WE HAD NO QUARREL WITH THE UNITED STATES OF AMERICA OVER THIS.

UNITED STATES OF AMERICA? I DO NOW KNOW. I
CANNOT TELL WHETHER THE CIA WAS INVOLVED IN
THIS MURDER OF WEDNESDAY, THE SIXTH OF OCTOBER,
NINETEEN SEVENTY-SIX. BUT THIS I KNOW, THAT
THE FRIENDS OF THE CIA, THE PEOPLE WHO HAD BEEN
HARBORED BY THE CIA, THE PEOPLE WHO HAD BEEN
ENCOURAGED BY THE CIA, THE PEOPLE WHO HAD GUNS
TO INVADE CUBA IN 1961, APRIL AT THE BATTLE OF
THE BAY OF PIGS, ARE RESPONSIBLE. THAT I KNOW.
FURTHER I KNOW NOT AND I SAY NOT. LET HE WHO IS

WITHOUT SIN PUT HIS HAND UP.

THEY PICKED GUYANA? IN RECENT TIMES, WE HAVE BEEN SUBJECT TO UNFAVORABLE PRESS IN CERTAIN PARTS OF THE WESTERN WORLD. IT HAS BEEN SAID

(A) THAT THERE EXISTS A DICTATORSHIP IN GUYANA,

(B) THAT DUR STREETS AND OUR FORESTS TEEM WITH CUBAN TROOPS, AND CHINESE TROOPS; S IT HAS BEEN UNCLASSIFIED

PAGE Ø3

GEORGE Ø2076 Ø3 OF Ø4 182122Z

SAID. AND ALSO, QUITE RECENTLY, THERE HAS BEEN A NUMBER OF ARTICLES IN NORTH AMERICAN NEWSPAPERS SEEKING TO SEPARATE THE POLITICAL SHEEP FROM THE POLITICAL GOATS. THERE HAVE BEEN REFERENCES TO THE FACT THAT IN BARBADOS AND IN TRINIDAD AND TOBAGO YOU HAVE MODERATE GOVERNMENTS AND LEADERS. IN GUYANA YOU HAVE A RADICAL. RECALCITRANT, MARXIST GOVERNMENT. IN OTHER WORDS, COMRADES, SO FAR AS THE WRITERS OF THOSE ARTICLES ARE CONCERNED. AND THOSE FOR WHOM THEY SPEAK. YOU ARE FREE TO CHOOSE YOUR GOVERNMENT; YOU ARE FREE TO CHOOSE YOUR IDEOLOGY; YOU ARE FREE TO CHOOSE YOUR PHILOSOPHY; YOU ARE FREE TO CHOOSE THE COURSE UPON WHICH YOUR COUNTRY WILL EMBARK: PROVIDED THAT YOUR CHOICE DOES NOT CONFLICT WITH THE DESIRES AND PREFERENCES OF THOSE WHO RULE THE WORLD. WHY DID IT HAVE TO BE GUYANA AND CUBA?

CUBAN COUNTER-REVOLUTIONARIES. IN VARIOUS PARTS
OF THE WORLD, IN MEXICO, IN PORTUGAL, IN PANAMA,
THERE HAVE BEEN ATTACKS ON CUBAN DIPLOMATS, CITIZENS
AND PROPERTY. NOW IT'S AGAINST CUBA AND
GUYANA. IN OTHER WORDS, COMRADES, ALL THIS
(UNCLEAR) TALK ABOUT SELF- DETERMINATION, NONINTERFERENCE IN THE DOMESTIC AFFAIRS OF COUNTRIES
IS SO MUCH HOGWASH. THEY WILL NOT INTERFERE
IF THEY ARE SURE THAT YOU WILL BE A GOOD BOY,
THAT YOU WILL BE AN UNCLE TOM.

24. WHO HAS NEED TO

FEAR GUYANA? WE HAVE NO CONQUERING ARMY. WE HAVE
NO SUPERSONIC JETS. WE HAVE NO NUCLEAR POWERED
SUBMARINES, NO AIRCRAFT CARRIERS. WHAT IS IT?
IT IS THAT WE HAVE CHOSEN AS A PEOPLE, UNDER
THE LEADERSHIP OF THE PEOPLE'S NATIONAL CONGRESS,
TO PURSUE THE ROAD, TRAVERSE THE ROAD, TO
SOCIALISM. WE HAVE NOT DECLARED WAR AGAINST ANY
COUNTRY OR ANY PEOPLE, EVEN AGAINST THE CUBAN
COUNTER-REVOLUTIONAIRES WE DID NOT DECLARE WAR.

UNCLASSIFIED

PAGE Ø4

GEORGE 02076 03 OF 04 182122Z

BUT THEY HAVE DECLARED WAR AGAINST US.

25. WE HAVE CHOSEN SOCIALISM BECAUSE WE HAVE EXPERIENCED CAPITALISM, IMPERIALISM, COLONIALISM AND NEO-COLONIALISM. THIS SYSTEM HAS LEFT US (UNCLEAR).

IT OPERATED UPON PRESUMPTION OF OUR BEING SUBHUMAN. IT HAS ROBBED US OF MUCH OF OUR WEALTH. WE HAVE DECIDED TO TAKE OWNERSHIP AND CONTROL OR OUR NATURAL RESOURCES FOR THE DEVELOPMENT, FOR THE BENEFIT OF THE PEOPLE OF GUYANA. WE HAVE NOT SOUGHT TO CONVICE, TO CONVERT, TO PROSELYTIZE ANYONE. WE'VE MERELY SAID THAT WE ARE ENTITLED TO CHOOSE OUR ROAD, OUR SYSTEM, OUR IDEOLOGY. WE HAVE MADE EDUCATION FREE, AND THAT HAS BEEN A SOURCE OF ANNOYANCE IN CERTAIN QUARTERS AND IN CERTAIN COUNTRIES, INCLUDING NEIGHBORING COUNTRIES. HOW LONG?

AMOUNTS TO AN INFRINGEMENT OF SOVEREIGNTY. IT

IS TANTAMOUNT TO SAYING, THUS FAR AND NO FURTHER.

BUT, COMRADES, WHICH WILL YOU CHOOSE? WILL YOU

CHOOSE TO CONTINUE UNDER THE OLD SYSTEM? WILL YOU

CHOOSE TO BE HEWERS OF WOOD AND DRAWERS OF WATER

OR WILL YOU CHOOSE TO BE MEN IN YOUR OWN COUNTRY?

AS HAS BEEN SAID, WHAT HAPPENED ON WEDNESDAY,

THE SIXTH, WAS INTENDED TO BE A WARNING TO

GUYANA. IT WAS PART OF A GENERAL POLICY AND

THREAT TO ISOLATE GUYANA AND CUBA FROM THE REST

OF THE CARIBBEAN. COMRADES, BUT ARE WE MEN,

OR ARE WE MICE? THOUGH FAR OUTNUMBERED, LET US

SHOW US BRAVE AND FOR THEIR THOUSAND DEATH BLOWS,

GIVE ONE DEATH BLOW.

27. COMRADES, I APPEAL TO THE
GOVERNMENT OF BARBADOS TO SEE THAT JUSTICE IS
DONE. WHAT INTEREST HAS THE GOVERNMENT OF BARBADOS
GOT IN NOT PURSUING JUSTICE? I AM QUITE SURE THAT
IT HAS NOTHING TO DO WITH THE FIRST PAGE OF THE
DIARY OF FREDDY LUGO WHICH HAS THE NAME, I'D
FORGOTTEN, JOE LEO, AN FBI OFFICIAL WHO PERPORTS
UNCLASSIFIED

PAGE Ø5

GEORGE 02076 03 OF 04 182122Z

TO BE LEGAL COUNSELOR, OR LEGAL ATTACHE IN THE AMERICAN EMBASSY IN CARACAS.

FBB805

PAGE Ø1

GEORGE Ø2076 Ø4 OF Ø4 182157Z

71

ACTION ARA-10

INFO OCT-01 ISO-00 CIAE-00 DODE-00 PM-04 H-02 INR-07 L-03

NSAE-00 NSC-05 PA-02 PRS-01 SP-02 SS-15 NSCE-00

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TO SECSTATE WASHD C IMMEDAITE 3559

ALL INFORMATION CONTAINED
HEREIN IS, UNCLASSIFIED (SFK)
DATE 1/97 BY 5668 SUB/GCL
(PER BOS AUTHORITY 9/29/96)

28. IT IS TRUE THAT OB-JOUSLY THESE PLANS APPEAR - HAVE BEEN HATCHED IN VENEZUELA, THAT WE HAVE NO EVIDENCE WHATSOEVER THAT IT HAS BEEN CONDONED OR THAT THEY, THE ACTS, HAVE BEEN CONDONED BY THE VENEZUELAN GOVERNMENT. IN FACT, THE VENEZUELAN GOVERNMENT WAS FIRST IN ITS COMMISERATION, EXPRESSION OF CONDOLENCES AND SYMPATHY AND HAS NOW ARRESTED FIVE OTHER CONSPIRATORS. IT IS TRUE AS I SAID BEFORE. THAT WE HAVE NO PROOF OF THE INVOLVEMENT OF THE AMERICAN GOVERNMENT, BUT THIS I SAY, AS I SAID BEFORE, HOW CAN A COUNTRY WITH THE RESOURCES OF THE UNITED STATES OF AMERICA SO IMPOSEUPON OUR CREDULITY AS TO ASK US TO BELIEVE THAT IT CANNOT INFILTRATE THESE CUBAN EMIGREE ORGANIZATIONS TO WHOSE MEMBERS. UNTIL RECENTLY AT LEAST, IT HAS GIVEN SUCCOR, SUPPORT, HOSPITALITY? HAS THE UNITED STATES OF AMERICA BECOME SO IMPOTENT THAT IT COULD NOT GET BOSCH FROM THE DOMINICAN REPUBLIC, FROM NICARAGUA, AND THAT ONLY NOW IT SHOULD BE UNCLASSIFIED

PAGE Ø2

GEORGE Ø2076 Ø4 OF Ø4 182157Z

ATTEMPTING TO GET HIM BACK FROM VENEZUELA?

29. REMEMBER, COMRADES, ITS TWO SCORES ON THE FIRST OF SEPTEMBER, THERE WAS A WARNING SHOT. OUR CONSULATE IN TRINIDAD AND TOBBAGO WAS BOMBED. AND A CUBAN EXILE ORGANIZATION IN MIAMI PUBLICLY ACCEPTED THAT IT WAS RESPONSIBLE FOR THAT ACT. REMEMBER. ELEVEN GUYANESE WERE KILLED ON WEDNESDAY, THE SIXTH OF OCTOBER NINETEEN SEVENTY-SIX, AND ANOTHER CUBAN EXILE ORGANIZATION CALLING ITSELF EL CONDOR HAS ACCEPTED THE RESPONSIBILITY FOR THAT ACT AND THAT CUBAN ORGANIZATION IS RESIDENT IN MIAMI IN THE UNITED STATES OF AMERICA. FURTHER ON THAT QUESTION, I SAY NOT. I ASK YOU SENSIBLE. IN-TELLIGENT, SENSITIVE PEOPLE TO DRAW THE CONCLUSION. IT MAY BE THE HANDS, OR THE HEADS. OF VASQUEZ AND LUGO, BUT WHOSE MIND IT IS, IT IS FOR YOU TO DECIDE. WHEN LATISH LAST YEAR AND EARLIER THIS YEAR THE GOVERNMENT REFERRED TO THE FACT OF OUR BEING DESTABILIZED, DID NOT TAKE US SERIOUSLY. SOME THERE WERE, INDEED, WHO ALLEGED AT FIRST THAT WE WERE MERELY SEEKING TO TURN INTERESTS AWAY. WE WERE MERELY SEEKING TO DIVERT ATTENTION. WHEN THE PNC AND THE GOVERNMENT OF GUYANA WARNED THAT DESTABILIZATION MAY TAKE MANY FORMS, THERE WERE SOME, THE LINEAL DESCENDANTS, NOT OF THOMAS, BUT OF THOMAS WHO DOUBTED. TODAY, WE HAVE IT BEFORE US. THE BLAST OF WAR BLOWS IN OUR EARS, AND WE MUST NOW IMITATE THE ACTION OF THE TIGAR.

STIFFENING OUR SINEWS AND SUMMONING UP THE BLOOD.

31. THERE IS NEED NOW FOR US TO GUARD AGAINST
THE WOULD-BE DESTABILIZERS AND SABOTEURS AT HOME
AND ABROAD. THERE IS NEED FOR US TO DEAL FIRMLY
WITH ANY WHO WOULD SEEK TO CHECK OUR REVOLUTION.
WHILE WE OFFER OUR SYMPATHY TO OUR CUBAN COMRADES
WHO LIKE OURSELVES HAVE BEEN BEREAVED, WE MUST
UNCLASSIFIED

PAGE 03

GEORGE Ø2076 Ø4 OF Ø4 182157Z

ALSO TAKE COURAGE FROM THE MANNER, THE VALIANT MANNER, IN WHICH THEY HAVE WITHSTOOD IN UNITY ALL ATTACKS UPON THEIR REVOLUTION AND ITS SUCCESSES. IT SHOWS THAT THE SIZE OF A PEOPLE IS NOT THE DOMINANT OR IMPORTANT CRITERION. IT IS THER MINDS, THEIR CONVICTION AND THEIR COMMITMENT. WE'VE SEEN IT IN CUBA, WE'VE SEEN IT IN VIET NAM. LET US SEE IT IN GUYANA.

BUT OUT OF WHOM WE CANNOT TAKE COLONIALISM, WHO BELIEVE, THAT THIS INCIDE THAT TOOK PLACE ON WEDNESDAY, THE SIXTH OF OCTOBER, NINETEEN SEVENTY-SIX, WAS AN ISOLATED ONE. IT WAS AN ACCIDENT. IT WAS NOT INTENDED FOR US. IT WAS INTENDED FOR CUBA. WAS THE BOMBING OF OUR CONSULATE IN PORT OF SPAIN INTENDED FOR CUBA? THE CUBANS DO NOT HAVE EITHER A CONSULATE OR AN EMBASSY IN PORT OF SPAIN, THERE MAY STILL BE OTHERS WHO FEEL THAT THEY ARE NOT LIKELY TO BE EXPOSED TO THE RISKS, THE FATAL AND FATEFUL RISKS, TO WHICH OUR ELEVEN COMRADES NOW DECEASED WERE EXPOSED. BUT IT IS NOTEWORTHY THAT INSOFAR AS THE MAGNETIC BOMB THAT WAS PLACED ON CUBANA FLIGHT 455 WAS CONCERNED, IT WAS INCAPABLE OF POLITICAL DISCRIMINATION. IT WAS INCAPABLE OF RACIAL DISCRIMINATION. IT WAS ONLY CAPABLE OF DISCRIMINATION AGAINST THOSE WHO WOULD CONTINUE IF THEY WERE GIVEN THE OPPORTUNITY TO LORD IT OVER US, AND THOSE WHO WOULD BRING THAT OVERLORDSHIP TO AN END.

33. THE TIME NOW, COMRADES, HAS COME FOR US TO DECIDE THAT WE ARE IN THE FRONT LINES. FOR US TO DECIDE THAT THE DESTABILIZATION AGAINST GUYANA HAS PASSED THE STAGE OF WORDS AND VERBAL EXCHANGES. IT HAS NOW REACHED THE POSITION OF ACTS, OR DEEDS. YOU MAY WANT, SOME OF YOU, TO TURN BACK. BUT, TELL ME, WHICH COUNTRY HAS EVER TURNED BACK AND SURVIVED WITH DIGNITY? SO FAR, AS THE PEOPLE'S NATIONAL CONGRESS IS CONCEDNED. AND I AM COMMINGED THAT T

PAGE Ø4

GEORGE 02076 04 OF 04 182157Z

SPEAK FOR A MAJORITY OF THE PEOPLEOF GUYANA,
WE WOULD RATHER DIE ON OUR FEET THAN LIVE ON OUR
KNEES BENEATH ANY IMPERIALISM.

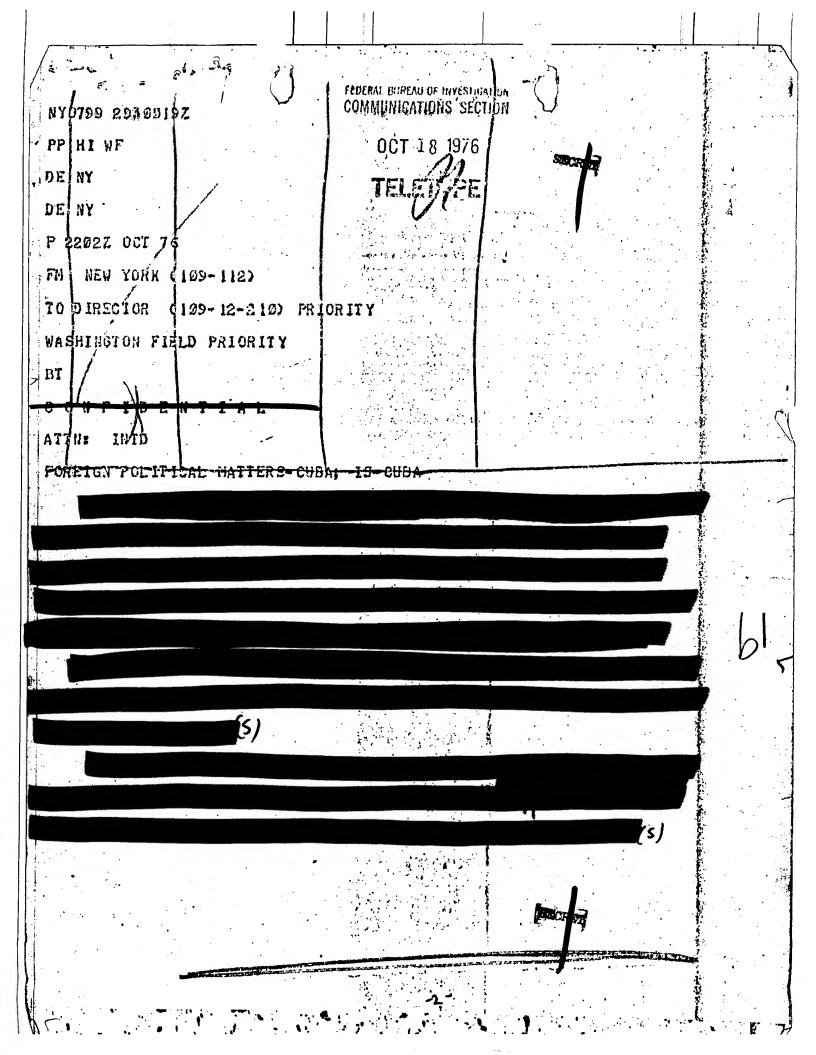
34. IT IS FITTING THAT THIS MEMORIAL RALLY SHOULD HAVE BEEN HELD HERE AT THE FOOT OF THE 1763 MONUMENT. THE MONUMENT SEEKS TO COMMEMORATE THE VALIANT DEEDS OF CUFFY, ONE HUNDRED, TWO HUNDRED AND THIRTEEN YEARS AGO. WE MEET TODAY TO MEMORIALIZE THE ELEVEN GUYANESE WHO DIED IN THE SAME CAUSE. CUFFY DIED BECAUSE HE WAS PART OF A GROUP. IN FACT THE LEADER OF A GROUP THAT REFUSED TO CONTINUE ENDURING SLAVERY, A GROUP THAT SOUGHT TO WRITE FINIS TO DOMINATION FROM WITHOUT. OUR ELEVEN COMRADES DIED BECAUSE THEY ARE PART OF A GROUP. PART OF A NATION. THAT HAS DECIDED THAT IT WILL PUT AN END FOR ALL TIME TO IMPERIALISM, NEO-COLONIALISM AND CAPITALISM WITHIN THE BOUNDARIES OF OUR COUNTRY. IT IS THAT FOR WHICH WE ARE HATED. IT IS THAT FOR WHICH WE WERE ATTACKED. AND THAT IS WHY AS WE PAY TRIBUTE TO THE MEMORY OF THE ELEVEN AT THE FEET OF CUFFY, WE SHOULD DECIDE THAT WE SHOULD RAISE ANOTHER MONUMENT TO OUR ELEVEN COMRADES WHO DIED. AND IT HAS BEEN DECIDED THAT THAT MONUMENT WILL BE OUTSIDE THE UNIVERSITY OF GUYANA, THE SEAT OF LEARNING IN OUR COUNTRY.

35. COMRADES, LET US PLEDGE THAT
THEY SHALL NOT GROW OLD AS WE THAT ARE LEFT GROW
OLD. AT THE GOING DOWN OF THE SUN AND IN THE
MORNING, LET US REMEMBER THEM.
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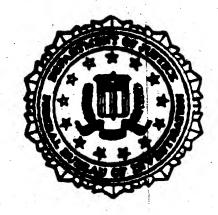
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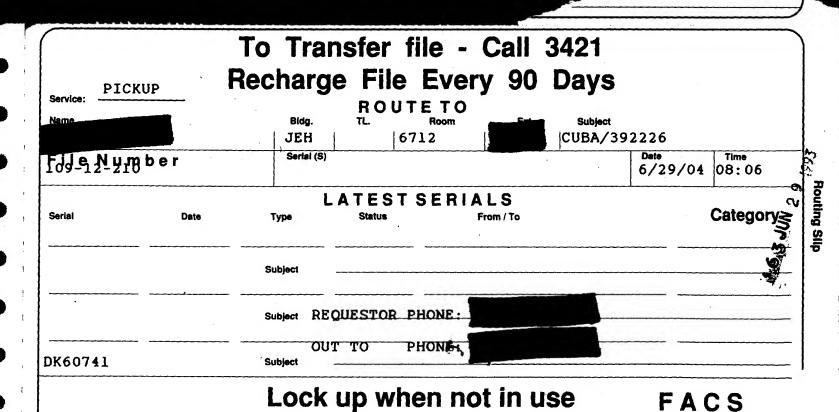
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Section 552a

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Speech by . rime Minister Fide Jastro Ruz

Regarding October 6th Bombing of Cuban Jetliner

The following speech by Cubun Prime Minister Fidel Castro was given on Section 15, 1916, at hinter services in Havena's Piaza of the Revolution, held for the passengers and crew of the Cubana Airlines jet which crashed as a result of a bumb explusion on board on Octaber 6. In the speech, Prime Minister Castro cancels the hijacking and phacy correment which Cuba signed with the U.S. in 1973, detailing evidence that the CIA is responsible for the recent attacks on Cuban airlines and diplomatic outposts, including the October 6th Cubana Airlines bambing, es well as presenting facts which point to new plans for attempts on his own life by the CIA. The Prime Minister rejects the possibility of any bilateral agreements between the Cuban government and the U.S. until all such aggressions and hostilities are ended.

Copies of this document, translated by the government of Cuba, are available from the Center for Cuban Studies, 220 East 23 Street, New York, N.Y. 1001 CAL MATTERS - CUBA

Moved, mourning, outraged, we meet today in this historic square to bid farewell -- if only symbolically -- to ac remains of our assassinated brothers and sisters in the brutal act of terrorism carried out against a civil plane I flight with 73 people on board, among whom 57 were Cubans. Most of the remains already lie in the abysmail epths of the ocean, with the tragedy denying to their next-of-kin even the consolation of their bodies. It has nly been possible to recover the remains of eight Cubans. Thus they become the symbol of all those who fell, ne only remains we will bury in our soil of those who were 57 healthy, vigorous, enthusiastic, devoted and oung fellowmen of ours. Their average age was scarcely over 30 years although their lives were nevertheless, ves fully rich in their contribution to work, study, sports and the affection of their closest relatives and to the evolution. When we read the biographics of each one of them, we see the splendid record of services to their ountry. The captain of the ship had been elected on this very same year as a National Work Hero. Many had ceived the 20th Anniversary Medal. Among the crew members, many-had rendered various international ervices, and the athletes had just written a brilliant, unsurmountable, victorious page, winning all the Gold ledals in the competitions that had just taken place in Caracas. Many were members of the Young Communist eague and of the Party. All of them were outstanding in their respective activities. Each one of them was a clear xample of how dedication to study, upgrading work and the fulfillment of duty constitute at present, the main haracteristics of all of our citizens.

They were not millionaires on a pleasure trip. They were not tourists who had time and resources available to isit other countries. These were poor workers, students and athletes who were fulfilling with modesty and ledication, all the tasks given to them by their Homeland.

Among those who were on the plane, there were eleven Guyanese youths, six of whom had been selected to arry out medical studies in Cuba. These are lives that were lost, of men whose destiny was that of saving lives in heir underdeveloped and poor country. Also five dedicated citizens of the Democratic Peoples Republic of Corea died, a people that have been under siege for such a long period of time by the United States, and who vere visiting countries of Latin America in a Friendship Trip. vere visiting countries of Latin America in a Friendship Trip.

The plane was destroyed in flight by an explosion a few moments after having taken off from the Barbades Airport. With a heroism that cannot be described, the courageous and expert pilots of the ship made a great affort to land again. But the ship burning and almost totally destroyed was only able to remain in the air for a ew minutes. They nevertheless had time enough and enough integrity to be able to explain that an explosion had occurred aboard the plane, that the ship was burning, and that they were attempting to land back. The frama that this must have meant for the passengers and crew members is unimagineable, in that the explosion and the fire occurred in flight at an approximate height of 6,000 meters.

Some imperialist agencies immediately spoke about a possible mechanical failure, but in a recorded tape all words of the pilot which he had sent to the Barbados Airport were recorded. Other evidence immediately added up to this; two individuals with occuments crediting them as Venezuelans had taken the plane in Trinidad where they were lodge to most any type of baggage in the most luxurious hotel. At the petition of the Barbadian authorities who bought they were suspicious, Trinidadian authorities arrested them.

The investigations that were initiated by the police of both countries immediately brought about indications which made the police of both countries immediately brought about indications which made the police of both countries immediately brought about indications which made the police of both countries immediately brought about indications which made the police of both countries immediately brought about indications which made the police of both countries immediately brought about indications which made the police of both countries immediately brought about indications which made the police of both countries immediately brought about indications which made the police of both countries immediately brought about indications which made the police of both countries immediately brought about indications which made the police of both countries immediately brought about indications which made the police of both countries immediately brought about indications which made the police of both countries immediately brought about indications which made the police of both countries immediately brought about indications which made the police of both countries immediately brought about indications which is the police of both countries immediately brought about indications which is the police of both countries immediately brought about indications which is the police of both countries immediately brought about indications which is the police of both countries immediately brought about indications which is the police of both countries immediately because the police of both countries immed

which made the strong supposition that they were the perpetrators of the sabotage. Due to the nature of the focumentation, the Venezuelan authorities immediately learned about the events and had access to the investiThe following day, on Octobes 7th, the President of Venezuela, Carlos Andres Perez, in a came senoing confolences to Cuba, defined the antias an abominable crime. The Principal Minister of Barbados spoke also in similar public terms in the United arrows. The very fact that these gove the most immediate and important ources of information about the who-were under arrest, about the circumstances somounding their belation and their documents his the real why they defined this activity as terrorism. That, in itself, was highly significant.

Although since the very first information received, the government of Cuba had ho doubt whatsoever in relation to the cause of this tragedy, it abstained from making any type of declaration - waiting to be able to make a deep analysis of the news that was being received, as well as of the background and reports - some public and other confidential - which were in its hands. At the beginning, there was no exact knowledge about the true identity of those under arrest. The possibility of false documents was mentioned. The names of Freddie Lugo and Jose Velazquez became public and it was said that the latter was also called Jose Garcia. Mention was also made about the fact that he had more than one passport.

There was also a further publication around the fact that the Consul of Venezuela had spoken with the ones arrested for five hours and that the U.S. Ambassador in Barbados had hurriedly left for Washington. Nonetheless, the news around those arrested, as well as other details and interesting circumstances were kept hermetically.

On October 9th, the government of Venezuela declared that Freddie Lugo was a Venezuelan citizen and that investigations were continuing for the identification of Jose Velazquez or Jose Garcia. On October 10th, a few totally trustworthy sources from the journalists circles in Venezuela, feeling indignity because of the terrible crime, sent reports to Cuba which were of extreme importance. These reports revealed:

- that a photographer of El Mundo newspaper, called Hernan Ricardo, had been seen two weeks before in the

company of Felix Martinez Suarez, a known enemy of the Cuban Revolution, and two other persons.

- that this Hernan Ricardo was inseparable from Freddie Lugo.

- that two days after the explosion of a bomb in the offices of Cubana de Aviacion in Panama, Hernan

Ricardo reached the Maiquetia Airport coming from Panama.

— that they had clear indications that this person had three passports, one of which was under the name of lose Velasquez. The reports also added that in the offices of El Mundo Newspaper, he had boasted of having knoledge relating to a Cuban plane that would blow up in Barbados.

But the most essential and important thing these sources informed us about, - these are sources that are well informed in Venezuela, - is that in broad circles there was knowledge that Hernan Ricardo was a CIA agent; that on many occasions he had reports from the CIA; and that with a relatively modest salary of 1,600 bolivares he had an automobile of 40,000 and an apartment of 100,000. Some people had also heard him talk with Freddie Lugo about courses on explosives that they were receiving, and because of all this background they suspected that the other one arrested, who called himself Jose Velazquez, was Hernan Ricardo.

Two days later, on October 12th, the government of Venezuela officially announced that the second one arrested, Jose Velazquez was actually Hernan Ricardo. This explains everything.

To the reports from Venezuela we should add that according to the information we have in our hands, Felix Martinez Suarez is a well-known CIA agent. There are public accounts coming from Venezuela that speak about fabulous amounts of money given to the perpetrators of the event. The Venezuelan territory was unquestionably used for the materialization of the sabotage in its final stage, and citizens from that country were undoubtedly the perpetrators of the horrible crime.

But this does not lead us to any sort of confusion. It is true that there is a group of well-known Cuban counterrevolutionary elements in Venezuela who have some access to certain political circles, and who are implicated in the imperialist terrorist plans against our Homeland. It is very unlikely that some of them had nothing to do with the events. But we had no doubt whatsoever that the Venezuelan government had nothing to do with aggressive plans of the U.S. against Cuba; that its attitude towards our country has been an honest one and that, President Carlos Andres Perez himself promised a detailed investigation of the possibility that Venezuelan residents or people who live in that country were implicated in such revolting events; and further that it will hold responsible those that used the Venezuelan territory as a base of aggression for terrorist acts.

The recruitment of citizens and the utilization of territories of other countries for activities of this nature are typical CIA methods. At the beginning, we had certain doubts as to whether the CIA had directly organized the sabotage or whether it had prepared it carefully through its cover organizations, made up of Cuban counter-revolutionaries. Now - we fully support the initial thesis that the CIA did participate directly in the destruction of the Cubana plane in Barbados. The most repulsive thing about this is the use of mercenaries who, for money, are capable of destroying 73 valuable lives of defenseless people in a few seconds, people with whom they even traveled a few moments before.

In the last few months, the U.S. severnment, resentful because of Cuba's contribution to the deleat that the Mirica unleashed various terrorist act sagainst Cuba along with brut: imperialists and the racists suffered threats of aggression. That campage has been intensified day after day this been fundamentally aimed. gainst our diplomatic offices and 'ines. That campaign has been into Jied day after day and has been fundamentally aimed against our diplomatic offices and our airlines.On July 9th of this year, in Kingston, lamaica, only a few weeks before the subotage against the Barbados plane, a powerful bomb exploded in the wagon which carried the luggage on its way to Cuba. The bomb did not explode inside the plane while in flight because the plane arrived late. On October 2nd of this year, four days before the sabotage on the plane in Barbados, the counterrevolutionary journalist, Jano Montes, who has every-reason to have knowledge of all these activities, published in FI Mundo newspaper in Caracas, that a plastic dynamite bomb had been placed under the wing of a Cubana plane in Barbados, and that it had been spoiled because of a small leakage of gas when the plane was taxing for take-off. He added that a security employee at the airport found this plastic dynamite, removed the detonator and took it to his offices. Later it disappeared, and he made no report to his superiors.

In the acts of terrorism perpetrated against Cuba in all of the states of the Caribbean and Central America who maintain relations with our Homeland, they have used not only the territories of countries like Mexico, Panama, Colombia, Jamaica, Barbados, Trinidad-Tobago and Venezuela, but also those of other neighboring nations such as the Dominican Republic and Costa Rica where there are also terrorists living and maneuvering. This does not exclude, of course, the U.S., Puerto Rico, Nicaragua and Chile where they have their bases and act openly with official support. In the development of these activities, imperialism has shamelessly violated the sovereignty and laws of numerous countries of the area. The authors of these crimes move around in a vile manner everywhere. They have huge financial resources, use either U.S. passports as naturalized citizens of that country, or real or false documents of many other countries, and use the most sophisticated means of terror and crime. Who but the CIA under the conditions of domination and imperialist impunity established in this hemisphere, can carry out these actions?

An important element is the very close association of the Central Intelligence Agency with the tyrannies of Nicaragua and Chile in order to implement these plans. During the days of the mercenary attack against Giron, the territories of Nicaragua and Guatemala served as bases for armed aggressions against Cuba and later for the pirate attacks which took place from bases in Miami, Puerto Rico, Dominican Republic and Costa Rica. At present, the very same groups of counterrevolutionary elements are also being used by Somoza and Pinochet according to their specific aims, not only against Cuba but also against Panama, Jamaica, Guyana, the Chilean people's movement and other Latin American progressive movements.

It is well known that whenever the CIA prepared a plan of action against Cuba during the time of Gîron or afterwards, it always masked its activities within the framework of various counterrevolutionary organizations in perpetrating the endless chain of pirate attacks, subversive acts, and landing of weapons organized and directed by it. It is impossible to remember the quantities of names and figures that have been created by this sinister Yankee organization. Last June, a group of counterrevolutionary terrorist organizations, all of which have their headquarters in the U.S., such as the so-called Frente de Liberacion Nacional de Cuba, Accion Cubana, Movimiento Nacionalista Cubano, Brigada 2506 and F 14, made up mainly of elements who have worked for the ClA for many years and which received all their training from the ClA, met in Costa Rica to create a so-called Commando of United Revolutionary Organizations (CORU). These groups not only act freely and with impunity within the U.S., but their top chiefs through the CORU organization are also closely linked to the ClA's activities against Cuba. The actions are not always carried out by elements of these cover groups. On many occasions the ClA carries out its dirty work through other means, and the organizations created serve to claim the responsibility for the actions.

In the U.S., these groups publicly proclaim their crimes and announce new criminal acts. In Getober 1976, in a counterrevolutionary newspaper published in Miami, a so-called war report was published explaining how they blew up an automobile in iront of the Cuban embassy in Colombia, and how they destroyed the offices of Air Panama. At the end of the report they declare, and I quote, "very soon we will attack planes while in flight." It is signed by the five terrorist organizations with headquarters in Miami that we mentioned before. In another Miami newspaper, on September 19th of this year, we see a detailed description made by CORU on how they attempted to kidnap the Cuban consul in Merida (Mexico), of the murder of a fishing technician, Dartanan Diaz Diaz, and of the attempt to place a bomb in the Cuban embassy in Mexico. Two of the murderers had flown from Miami to Mexico with U.S. passports in order to carry out this activity. They were arrested there after the crime. A third person returned to the U.S. to escape from the actions of Mexican justice.

In another of the Miami newspapers, on September 9th, 1976, a page was published with photos of an alleged congress of the terrorist organization brigade 2506 held in that city. It includes the tyrant Somoza closing the meeting, and next to him a Yankee congressman, Claude Pepper. Another publication publishes the photo of an assembly of these counterrevolutionary groups. Among those presiding at the meeting, according to the note

nder the photo: Julio Deran, Chilem ambassador to the U.N., Miami mayor murice Petre., Colonel Education could be described as a congressman, Ton agher. Is there anything strange bout having CORU report the repositive activity of destroying a passen of place while in flight with 73 assengers to the AP? Would it be a sign if these very same elements well be authors of the murder of the ormer Chilean Minister of Foreign Affairs, Orlando Letelier, whose death was an indignation for world and atin American public opinion?

Reviewing the terrorist attacks carried out against Cuba after the US government launched their insolent breats against our country, we have the following:

April 6, 1976: Two fishing boats, Ferro 119 and Ferro 123, are attacked by pirate boats coming from Florida, causing the death of fisherman Bienvenido Mauriz and serious damages to the vessels. April 22:A bomb is placed in the Cuban Embassy in Portugal, causing the death of two comrades and seriously wounding others, and destroying the offices totally.

July 9: A bomb explodes in the wagon carrying luggage destined for a Cubana de Aviacion flight

at the Jamaican airport a few minutes before its take off.

July 10: A bomb explodes in the offices of the British West Indies Company in Barbados, which represents the interests of the Cubana de Aviacion in that country.

July 23: A technician of the National Fishing Institute, Dartanan Diaz Diaz, is murdered in an attempt to kidnap the Cuban Consul in Merida (Mexico).

August 9: Two officials of the Cuban Embassy in Argentina are kidnapped. Since then, no news has been received about their fate.

August 18: A bomb explodes in the offices of Cubana de Aviacion in Panama, causing considerable

October 6: While in flight, a Cubana de Aviacion plane is destroyed with 73 passengers.

As one can notice, in only two months two sabotages of extraordinary seriousness were organized against uban planes in international flights full of passengers, one of which was fatal. Behind these actions is the CIA. Imost without exception, on every occasion, the terrorist organizations with headquarters in the U.S. that exist apunished in the territory of that country, essentially the five of them which make up the so-called CORU, laimed responsibility for these events.

I wish to remind all of you that the CIA has been the author of criminal actions which have increasingly been ffecting the international community in the last few years. The CIA invented and encouraged the hijacking of lanes against Cuba during the first years of the Revolution. The CIA invented pirate attacks from foreign bases a part of their policies of aggression against Cuba. The CIA was the one that invented the destabilization of preign governments. The CIA re-introduced in the contemporary world the terrible policy of planning and tempting the murder of State leaders. The CIA now has invented the terrible resource of exploding civilian lanes while in flight. It is necessary for the world community to become aware of the seriousness of the applications, of these events. Even when the U.S. Senate investigated and publicly recognized the endless CIA lans to murder the leaders of the Cuban Revolution, and its dedication to this task for many years, the U.S. overnment has given no explanation to the government of Cuba of these actions, nor has it made any type of pology. We suspect that the U.S. government has not given up these practices.

On October 9th, only three days after the criminal sabotage in Barbados, a message which had been sent by ne CIA to one of their agents in Havana was intercepted. This message, which was transmitted from the CIA's eadquarters in Langley, Virginia, says among other things, the following: "Please report as soon as possible any aformation in relation to Fidel's attendance at the First Anniversary Independence ceremony in Angula, lovember II. If affirmative, try to find out complete itinerary and Fidel's visits to other countries on that same rip." Instructions of another day before this reads as follows: "What is the official reaction and what is the articular reaction on bomb attacks against Cuban offices abroad? What will they do to avoid them and prevent tem? Who do they suspect are responsible? Will there be reprisals?"

We expect the U.S. government would not dare to deny the veracity of these instructions from the CIA's entral office as well as many others which they have sent to the very same persons as open acts of espionage. We ave the code, the figures and full evidence of the authenticity of these communications. In this concrete case, he alleged agent recruited by the CIA, from the very first moment and over a period of ten years, has kept the overnment of Cuba fully informed in detail. The CIA supposed that the agent had been able to place a modern fectronic microtransmitter, given to him by the CIA, in the offices of Comrade Osmany Cenfuegos, Secretary of the Executive Committee of the Council of Ministers. That is why they were so certain of receiving alterinent reports about any trips of the Prime Minister of Cuba abroad well before. Those that imagine that the IAA has rectified its methods on mended even a little bit, as a consequence of all the denunciations made within both American society against their horrifying methods, are completely mistaken. Their methods, in any case, all become more subtle and more perfidious. Why was the CIA interested in finding out the exact schedule of

the possible trip of the Prime Minister to Angola and other countries of Acica on the occasion of Bovenil filth? Why did they want to know the measures would be taken to avoid prevent terrorist acts? Due to the importance of this event and because it sheds clarifying light on the behalog and the activities of the CIA, we have considered it convenient to the ke it public, although this will it by sacrificing a valuable source of information.

Three years ago the government of Cuba signed an agreement on air and maritime piracy and other crimes, with the United States government. This was, on the part of our country, an important contribution to the solution, of the very serious world problem of airplane hijackings. The government of Cuba did not demand any type of conditions, not even the ceasing of the criminal economic blockade maintained by the U.S. government against our country in order to sign this agreement. Cuba, without having any type of legal obligations aside from that, returned to a U.S. enterprise two million dollars that some hijackers had brought with them and which was confiscated by our authorities. On a certain occasion, the Cuban authorities at Rancho Boyeros Airport saved the lives of numerous U.S. citizens who, coming from Florida, had to make an emergency landing after the U.S. police had attempted to stop the plane's take-off by shooting its tires. We would do exactly the same thing in a similar situation strictly for humanitarian reasons.

What a difference from the brutal behavior of those who armed these murderous hands and encouraged the destruction of our plane in Barbados. Cuba has never made and will never make propaganda use of airplane hijackers and is willing to truly cooperate with any responsible government in the struggle against piracy and air terrorism, but the U.S. government has been incapable of fulfilling the terms of the agreement signed with Cuba. In February, 1976, after the unpunished murder of a Cuban fisherman and the destruction of two boats in a pirate attack near Florida, we warned the U.S. government that if these actions were repeated and if their authors were left unpunished, the agreement would cease to be in force. There was no answer. There was no investigation or punishment of the crime.

The events that occurred afterwards are even more serious, because the terrorist action unleashed by the hostility and policy of the United States towards Cuba has culminated in the incredible brutality of destroying Cuban civilian planes while in the air. The agreement signed between the governments of the United States and Cuba on February 15, 1973, cannot continue in force after this brutal crime.

The government of Cuba sees itself forced to necessarily cancel it and will communicate this this very afternoon to the government of the United States. According to the terms of the agreement, it states that at any moment during its period in force and through a written denunciation presented six months in advance, one of the parties can inform the other of its decision to cancel the agreement. Following what was strictly convened and proceeding to communicate this denunciation today, October 15, 1976, the agreement will be in force only up to April 15, 1977. We will not sign with the United States, any agreement of this nature again, until there is a total ceasing of the terrorist campaign unleashed against Cuba, until effective guarantees against these actions are given to our people and until all hostile activities and aggressions by the U.S. against Cuba are finally put to an end.

There cannot be any type of cooperation between an aggressor country and a country attacked. If after April, 1977, when the agreement will stop being in effect, any U.S. commercial plane is hijacked to Cuba, both the plane, the crew members and the passengers will receive all facilities to immediately return to their country. Cuba will never encourage the hijacking of planes nor will it be tolerant with hijackers, but it cannot maintain any unilateral commitments to return them and punish them, in the case of a government which is fundamentally responsible for this brutal terrorist offensive against our country.

The agreements signed with Canada, Mexico, Colombia and Venezuela in this regard will continue to be fully in effect. Cuba is also willing to cooperate with Mexico, Panama, Venezuela, Colombia, Jamaica, Trinidad and Tobago, Guyana, Barbados and all other countries of the Caribbean area and of Central America who act on good will around any set of measures that are considered appropriate to fight these crimes. Cuba is even willing to have discussions with the U.S., whatever government is elected next November, about a solution to these problems. But, I repeat, this must be on the basis of the final ceasing of all acts of hostility and aggression against our homeland.

We could ask ourselves: what is the intention behind these crimes? To destroy the Revolution? It is impossible. The Revolution becomes even stronger in the face of every blow, in the face of every aggression. It becomes deeper, it becomes more conscious, it becomes stronger. To intimidate the people? Impossible. In the face of the cowardice and monstrosity of such crimes, our people become stronger and every man and woman becomes a fervent and heroic soldier who is willing to die.

The Revolution instilled in all of us the ideas of human fraternity and solidarity. It made all of us close brothers, and the blood of one belongs to all, and to each one of us. That is why the pain belongs to all of us, the

nounling is by all of us. But the i cible and powerful strength of millio strength is not only the atrength a one people. It is the atrength of all the edgement from slavery and of all the who throughout the world struggle and crime from human society.

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Our strength is in the end the strength of patriotism and of internationalism. The ideas we struggle for are the panners of the most honest and dignified men of today's world, and the certain and victorious emblem of comogrow's world. Imperialism, capitalism, fascism, neo-colonialism, racism, and the brutal exploitation of man by man in all of its forms and manifestations are coming to an end, as humanity's true history dawns, and their mad servants know it. That is why their reactions are ever more desperate, more hysterical, more cynical, and more impotent. Only that could explain such repulsive and senseless crimes such as that in Barbados.

For more than one hundred years, the shooting of the medical students in 1878 has been recalled and condemned with perpetual indignation. For thousands of years, our people will remember, condemn and hate this horrible murder from the depths of their spirit. Our athletes, who died precisely in the prime of their lives and their capabilities, will be eternal champions in our hearts. Their gold medals will not remain in the depths of the ocean, but will rise as a spotless sun and as a symbol in the sky of Cuba. They will not receive the honor of the Olympic Games, but they have forever climbed the beautiful Mount Olympus of the martyrs of our Homeland. Our crew members, our heroic air workers, and all of our dedicated compatitiots who were cowardly murdered on that day, will eternally live in the minds, the love and the dedication of our people.

An ever more revolutionary homeland, more dignified, more socialist and more internationalist, will be the magnificent monument that our people will erect to their memory and to the memory of all those who have fallen or that will fall for the Revolution.

Towards our Guyanese and Korean brothers who died on that day, we offer our most fervent thoughts at this moment. They remind us that the imperialist crimes have no frontiers, that we all belong to the same human family and that our struggle is a universal one. We cannot say that the pain is shared, but rather that the pain is multiplied. Millions of Cubans cry today, next to our beloved comrades who were the victims of this abominable crime. And when a strong and manly people cries, injustice trembles.

PATRIA O MUERTE (Homeland or Death)

VENCEREMOS! (We Will Win!)

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Enclosed for the Bureau are 9 copies of an LHM captioned and dated as above.

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The Bureau may wish to present this matter to the department for their opinion regarding a possible Registration Act violation.

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REGISTRATION ACT - CUBA

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CUBA BUSINESS A MONTHLY SURVEY ON COMPON A MERICAN BUSINESS

August-Sept., 1976

Vol. 1 No. 5

INDUSTRY PROFILE: Agriculture

Cuban agriculture has changed immensely since 1959 when it was dominated by large private estates with peasant labor, single crop farming, underutilization of the soil, and the most rudimentary techniques of cultivation.

Since then increased resources have been allocated to the agricultural sector to satisfy growing consumption demands of the Cuban population, to provide raw materials to industry, to reduce food imports and to generate larger exportable surpluses.

Specifically, the goals have included increased production of rice and milk for internal consumption, of tobacco, citrus fruits and sugar cane for export, of tubers, vegetables, meat, eggs and other products to improve the supply of foodstuffs to the population.

From 1970-1974, the investment in the agricultural sector reached almost a billion and a quarter dollars, or 20% of the total gross national investment. At present, 60% of the agricultural area is being cultivated and uncultivated pastures represent another 28%, with the rest lying fallow.

Not all the land is state-owned. It should be noted that the land belonging to private producers—whether or not linked to state production plans—yields over 80% of total coffee and tobacco as well as 50% of the fruits and tubers and 60% of vegetables. About one-third of

(Continued on page 2)

Congressional Hearings on Cuba "No License Needed to Talk"

In late July, the House Subcommittee on International Trade and Commerce held hearings on U.S.-Cuba Trade and Trade Promotion. Congressman Jonathan Bingham described the purpose of the hearings as "to update the Subcommittee's earlier hearings on U.S. foreign economic relations with Cuba, and to try to resolve some of the following questions. What is the extent and significance of United States trade with and business travel to Cuba in the period of Cuban involvement in Angola? Is there any evidence of violations of U.S. law in such trade and travel? Does such activity significantly inhibit achievement of U.S. foreign policy goals with respect to Cuba?"

Testimony was heard from Orville L. Freeman, president of Business International, former governor of Minnesota and U.S. Secretary of Agriculture, speaking as an individual; Kirby Jones, president of Alamar Associates, Inc.; Vic Walters, a Miami television reporter; Harry W. Shlaudeman, Assistant Secretary of State for Inter-American Affairs, Department of State; Arthur T. Downey, Deputy Assistant Secretary for East-West Trade, Department of Commerce; Stanley L. Sommerfield, Acting Director, Office of Foreign Assets Control, Department of the Treasury.

Relevant excerpts from the hearings are reprinted here. The complete hear-

ings will soon be available and may be had by writing directly to Congressman Bingham's office. If CBR readers prefer, they can write to us and we will arrange to secure and mail the transcripts when they are printed.

Arthur Downey

"Cuban trade last year increased sharply as it has been in recent years. Their exports in 1975 reached nearly \$3.5 billion, an increase of 130 per cent over their 1973 figure. Their imports have gone up 114 per cent in that same period to a total of \$3.8 billion which left Cuba last year with a deficit of \$400 million.

"Their non-communist country trade amounted to about 37 per cent of Cuba's trade turnover last year. To put that in context, you might want to compare noncommunist country trade with other socialist countries and it is roughly in the middle. I mean by that, that the Bulgarians, for example, have about a 24 per cent non-communist trade factor and the Soviets have 44 per cent. . . . The Cuban non-communist country trade was broken down into exports from Cuba to the non-communist countries of about \$1 billion last year and imports of about \$1.7 billion. This import figure is up over 200 per cent over 1973. This resulted last year in a deficit in Cuban trade with noncommunist countries of \$700 million."

(continued page 3)

IN THIS ISSUE

- Congressional Hearings
- Industry Profile:
 Agriculture
- Cuban Life: Rationing, Wages, and Consumer Goods

New Trips to Cuba

In the last issue of CBR, we announced that Alamar Associates, Inc. had arranged a trip to Cuba for American businessmen, scheduled for the end of September. All the available slots on that trip have now been filled and consequently we cannot take any further reservations. The cost of the September trip is \$2,150 per person for a five-day trip.

Because interest in the September trip exceeded all expectations, Alamar Associates is now making plans for additional group trips, tentatively scheduled for November and December. Complete information on the trips will be available shortly, but interested corporations are invited to write or call now to request details or reserve a place.

Cuban Life: Ra oning, Wages and onsumer Goods

The potential for American sales Cuba in consumer goods and foodstuffs is difficult to define with any precision. Business International predicts annual sales will be about \$750 million, but how much and how fast will involve both political and economic decisions made at the highest levels within the Cuban government.

A recent series of articles by Michael Parks, foreign correspondent for the Baltimore Sun, does tell in precise detail what life in Cuba is like today. His discussion of rationing, wages and purchase of consumer goods suggests certain possibilities for American business and some limitations. Excerpts from his articles follow, but for those subscribers of CBR who are interested, we will gladly send a complete copy of his articles.

"If you were a member of the bourgeoisie here before the revolution, and have stayed, then life is pretty grim," a Catholic priest commented. "But for 90 per cent of the people, it is better and steadily improving now—and, I should add, at last."

Parks notes that rationing is still necessary for most food, clothing, cigarettes and household goods, but that "butter, eggs, canned beans, fish and condensed milk are now all readily obtainable without ration coupons."

(Meat is rationed at 34 of a pound a week per person and rice rations were cut recently to five pounds a month per person, substantially down from normal consumption. Though vegetable and fruit production increases annually they are still in short supply.)

- "... Two years ago, Cuban officials decided to remove most of the restriction on the sale of refrigerators, televisions, stoves and other appliances, but put very high price tags on them to encourage Cubans to spend the \$3 billion they had accumulated in savings when such goods were tightly rationed."
- "... The high prices put on many consumer goods do little to discourage Cubans who find their personal income on the rise. Average salaries have risen 25 per cent in the past five years while most prices remained stable; the average Cuban now earns between \$135 and \$240 a month with college graduates starting at \$250, doctors earning about \$550 and government ministers about \$850 a month.

"Our problem, frankly, is trying to spend the money, as funny as that may sound," the wife of a highly paid medical professor said. "There simply is less to buy than we have money for since food costs are kept low, our rent is only 6 per cent of our salary and we don't have

to pay for our children's education, medical care or save for retirement.

Economic Growth

Parks quotes Castro as saying "... revolutionaries must be realistic," and describes some of those "realistic" activities of the new five year economic plan.

"The five year economic development program, which will be approved when the new National Assembly meets in six months, calls for investment of \$18 billion, or about a fourth of the country's total production between now and 1980.

"To ensure that the money, much of which will be borrowed, is well spent, Cuba has already undertaken economic reforms it would have rejected as disguised capitalism only a few years ago.

"... Foreign economists, both Communist and Western, who have studied the new Cuban plan share much of the

officials' optimism here.

"They note that planners no longer are relying on huge sugarcane harvests or soaring prices for it to finance the development program, but instead on long-term sales arrangements for the sugar crop and extensive credits from the Soviet Union, other socialist countries and some Western nations; non-Communist countries alone have provided \$4 billion in credits in the last two years and have promised more to finance development imports."

(By 1980 Cuba expects that half of its trade will be with non-Communist countries as compared to 40 per cent today and 30 per cent five years ago.)

". . . Economists see the restructuring of the Cuban economy, a two-year effort just begun, as putting a premium on productivity and efficiency again.

"Cuban industrial enterprises will have to show a profit, paying realistic prices for raw materials and charging realistic prices for their products; workers will be paid more for producing more, and the government once again will have a finance ministry, collect taxes and follow a budget."

The Soviets

The Soviet Union has encouraged Havana's economic reforms, which go further than similar Soviet measures, hoping they will spur development and strengthen the Cuban economy.

"Soviet economic assistance continues to run at a reported \$1.5 million a day, and Havana owes an estimated \$6 billion, a debt it will not have to begin repaying for another 10 years and then at negligible interest.

"Moscow wants to reduce Havana's dependence on Soviet aid," East European sources in Havana said. "The drain is tremendous, and Moscow has its own

problems right now," an East European economist said.

Agriculture

"Although industry will get the most attention in the development effort, major changes are under way in Cuban agriculture with its increasing mechanization.

"Fewer than half the number of people needed in the sugar cane harvest five years ago are necessary now, freeing them for factory and construction work.

"The Cubans, in fact, are set for a major increase in the sugar harvest after extensive investments over the last few years in irrigation and other improvements in their 4.3 million acres of cane fields.

"The next change coming in Cuban agriculture will be a government effort to persuade the country's 180,000 small farmers, who with only 30 per cent of the crop area raise 82 per cent of the tobacco, 74 per cent of the coffee and 43 per cent of the beef cattle, to sell their land to big state farms on which they would work.

"Cuban officials stressed that this is a sensitive political question—"You must remember the revolution was launched for these people," an official remarked, "and 100,000 received their land in one of the very first acts of the revolution, land reform—but that future growth in agriculture depends on the amalgamation of the country's small farms."

Cuba Business Report

is a publication of Alamar Associates, a Washington based consulting firm. Alamar offers assistance to U.S. companies and organizations that desire to trade with Cuba and that desire to prepare for that trade before the final elements of the blockade are lifted.

The views and information contained in Cuba Business Report represent only those of the editors who are solely responsible for its content. In no way does Cuba Business Report represent any official view or opinion of either the United States or Cuba.

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INDUSTRY PROFILE: Agriculture

AGRICULTURE (Continued from page 1)

beef cattle are also raised on these lands. Private producers receive technical and material assistance from the State. They also receive through the National Bank of Cuba and under favorable conditions about \$75 million per year in credit for the financing of current operations.

From 1970 to 1974, non-cane agricultural production grew 38%, livestock production grew by 10% and forestry doubled.

(Out of the total gross production of the agricultural sector, almost 85% is State controlled and some 15% by scattered small private producers.)

Increased production has resulted from the introduction of modern techniques, in the greater use of irrigation and machinery, providing greater yields per acre and reduction of crop losses.

Large quantities of agricultural equipment, tools and farm machinery have been imported. From 1969 to 1973 alone, 30,000 tractors were imported.

Tobacco

Tobacco production had decreased until 1971 when high levels of planting were resumed. In the crop year of 1970-1971, 28,000 tons of dry leaves were produced. In 1973 - 1974, the last year for which totals are available, production reached 47,000 tons. 85% of this crop derives from the participation of small private farmers, all of whom are linked to State plans and receive considerable financial, material and technical assistance.

As a result of better selection of seedlings and of the development of more productive strains, increases in the yield per harvested acre have been achieved in spite of some irrigation limitation.

A large part of the process of soil preparation and of sowing, cutting, selection, stringing of leaves and curing has been mechanized. A continued increase in the volume of planting is planned, with full irrigation, thus increasing the yield per acre, total production, and the high quality of Cuban tobacco.

Rice

Rice is a traditional staple in the Cuban diet. The annual per capita consumption has been over 100 pounds.

Cuba used to import almost half of the rice that is consumed. But since 1968 the production of rice has trebled. It is working to increase yields, to increase the number of rice plantations, to increase mechanization and to expand its drying and milling installations. While

the Cuban goal is rice self-sufficiency t 1980, it is still far from it.

Vegetables

Vegetables in Cuba are basically grown for internal consumption in either fresh form or processed. Since 1970, vegetable production has grown from earlier, lower levels in acres sown and yield. 1974 saw the highest levels of output and yield in Cuban history.

The main vegetable product in Cuba is the tomato which yielded over 194 thousand tons in 1974. The increased focus on vegetable production has required special attention to the selection of seeds, irrigation and phyto-sanitary and fertilizer services.

Vegetable production will double by 1980 and should that year equal Cuban domestic consumption demands. Export possibilities would increase after that.

Citrus Fruit

Citrus fruit production is an intensely developing part of the Cuban agricultural economy, particularly so since 1973. The planted area for citrus is eight times larger than in 1958 and sowing levels are now eleven times higher than 1971.

Much of the already-sowed areas have not yet come into their producing stage, and sowing in new areas will continue in a sustained program at least through 1980.

Citrus yield which has in the past several years exceeded 180 thousand tons a year will reach three times that by 1980. Cuban export of fruit will also increase substantially. In 1975, about 66 thousand tons, mostly grapefruit, oranges and lemons, were exported. That can be expected to grow as sowed fields come into production.

The continued increase in citrus growing requires adequate storage facilities for water, irrigation equipment, agricultural machinery, nurseries and processing industries.

A significant element within the expansion of the citrus growth is the Cuban educational policy that links study and work as an integral formative method for the new generation. Many of the new school installations at the secondary level have been located within citrus plantations

Livestock

The production of livestock in the time before 1959 was casual and largely ignored what modern technology there was. Beef cattle were of low quality from a cross breed. Artificial insemination was unknown and veterinary medicine and attention was almost non-existent.

Pork, too, was produced in an unscientific manner, breeding unplanned and disease uncontrolled with brucellosis endemic. Production of poultry was negligible and again rarely done in a scientific manner.

All of that has changed as the Cubans reach for food sufficiency in these areas, a goal not yet reached but now foreseeable.

Artificial insemination and disease control have now reached modern levels of scientific and technological applications. Almost a million cows are now bred annually through artificial insemination using modern techniques of cross breeding to produce high efficiency levels in milk and meat production.

Dairy and Beef

From 1970 - 1974, 800 dairy farms and 129 genetic centers were put into operation. Substantial increases in these units are continuing with specific centers devoted to breeding and weaning, dairy barns including milking parlors, grazing, and fattening. Milk production from 1970 to 1974 increased from 690,000 tons to 799,000 tons.

Beef production which had grown substantially up to 1970 has been purposely cut back since then in a restrictive slaughter policy to preserve the total number of cattle for breeding stock. Nevertheless, in 1974, 249,000 tons of live weight cattle were slaughtered.

Poultry

The emphasis in the poultry sector has been on egg production and in 1974 over 1,900 million units were produced, resulting from vastly increased flocks and higher per hen production.

With egg production high, efforts are now being aimed at speeding up the quantity of poultry meat, Substantial investments are now being made in brooders, chicken processing plants and in the chicken feed industry. 75,000 tons of live weight chickens were delivered for slaughter in 1974, up from 50,000 tons in 1970.

Pork

The same process of improved breeding stock and disease control has been taking place in the production of pork. Production which reached 41,000 tons in 1970 has grown to 60,000 tons weight on foot in 1974.

Water

Water for agriculture is a crucial concern of the Cubans. Cuba has no long,

(Continued on page 3)



Congressman Biester. "I was not here for the testimony of Mr. Jones, but I have had a chance to go over it and I note in it he asserts there is, in fact, no reason based in American law why American businessmen under the conditions which they travel through his auspices could not visit Cuba and have conversations with Cuban officials. Would you gentlemen agree with that?"

Mr. Shlaudeman, Assistant Secretary for Inter-American Affairs, Department of State, "Essentially that is true. If he does not use his U.S. passport and does not expend any U.S. funds."

Mr. Sommerfield, Acting Director, Office of Foreign Asset Control, Department of the Treasury. "Our regulations about spending money is what I'm talking about..."

Congressman Fraser. "I'm sort of curious about that. It's not unlawful. Let's assume he spends no monies, is it a violation of United States law to go to Cuba?"

Mr. Sommerfield. "It isn't, but an Amer-

IS TRAVEL LEGAL?

ican citizen go unless it's really connected with an American parent."

Congressman Bingham. "Thank you, Mr. Walters. As far as you know and from what you have heard here today from Mr. Jones, do you feel there is any violation of American law in what is going on?"

Mr. Walters, Reporter, WCKT-TV, Miami, Florida. "First of all, I think the law should be clarified."

Congressman Bingham. "Please answer my question as I asked it. Is there a violation of American law going on in these trips?"

Mr. Walters. "Legally, I don't think so."

Congressman Fraser. "... the fact that U.S. businessmen went there, does there have to be some connection between that and the proposed transaction?"

Mr. Sommerfield. "I think there would have to be a connection between that and the transaction. If an American businessman goes without a validated passport

for his own reasons having nothing to do with the case a license is sought for, I don't think we could deny it."

Congressman Bingham. "Secretary Shlaudeman, does the Department of State consider that the travel by American businessmen which has been described here today, to Cuba, is contrary to American foreign policy interests and if so, is it significantly damaging to those interests?"

Mr. Shlaudeman. "I think, Mr. Chairman, as I said in my statement, we seek to discourage such travel. We do not think it is in the best foreign policy interests of the United States. On the other hand as I indicate, it would appear there is no illegality involved. Yes, I would say we would not consider it in our interests."

Congressman Bingham. "That isn't quite what I asked you What I asked you was if it was damaging and if so, how significant?"

Mr. Shlaudeman. "I would not say it was significantly damaging."

AGRICULTURE

. (Continued from page 2)

voluminous rivers with stable water levels. Periods of drought can last as long as five months. Average annual rainfall can run as low as 56 inches. In 1972 and 1973, for example, rainfall was exceptionally low and obviously affected agricultural production.

In 1959, water reservoirs were not used for irrigation and the capacity of the existing dams was only 48 million cubic meters. In the mid-seventies, water storage capacity has grown to more than 4,000 million cubic meters and there are scores of smaller, microdams scattered around the country.

The growth in dam capacity has permitted great advances in irrigation. In 1959 400,000 acres of cultivated land benefited from some form of irrigation. In 1974, there were 1,450,000 acres systematically irrigated. While hundreds of miles of irrigation ditches have been and are still being constructed, since 1966, irrigation efforts have been concentrated on sprinkler irrigation.

Portable and semi-stationary systems have been imported as well as equipment for making tubes, parts, sprinklers and other implements. All of this insures the annual addition of 100,000 to 150,000 acres irrigated by semi-stationary systems.

CONGRESSIONAL HEARINGS (continued from page 1)

Orville Freeman

"First, I think most businessmen and, indeed, most informed observers, doubt the effectiveness of the U.S. embargo."

"To the degree that the policy has any hope of restoring democracy in the freedom of choice of Cubans, it seems worthwhile. However, it's been clear for the last few years that the embargo has not worked to its original desired purpose. Indeed, it may even have been counterproductive."

"Secondly, since it is clear the embargo has not worked and the Castro government seems certain to continue for the foreseeable future, U.S. business asks the obvious question of whether it makes sense to be excluded from a market that is virtually on their door step. U.S. companies are aware that Cuba offers a substantial market...

". . . Assuming that 1975 import figures are a valid barometer of future trade, U.S. companies can contemplate a market of around \$750 annually. Granted this is small when compared to the size of other markets to which U.S. companies have access. It is nonetheless, not one to ignore if it can be served by U.S. plants.

"My third observation is that U.S. businessmen are frustrated by the em-

bargo because they see that international companies domiciled in other countries are able to take advantage of trade openings in Cuba. In just a few years, Japanese companies have won a position of prominence on the market and they now sell almost a half a billion dollars of goods annually..."

Stanley L. Sommerfield

"Since the change in licensing policies made as a result of the foreign ministers meeting last July, Treasury has issued 186 licenses between October 1, 1975 and June 30, 1976 and they authorized subsidiaries in nineteen foreign countries to trade with Cuba and the total value of the potential trade for which licenses were approved was \$295.5 million..."

- "... The mere issuance of a license does not necessarily mean that a transaction will result. We try to avoid issuing so-called hunting licenses where people say, well, we're going to go out and see what we can do. You don't need a license really to talk..."
- "... A very wide variety of products are involved... but it just ranges from typewriters to diesel engines to orthopedic supplies, phone equipment, electrical transformers, just virtually all types of non-strategic goods."



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INFORMATION FURNISHED BY FEDERAL AERONAUTICS AND AVIATION (FAA), NYC, INDICATED THAT THE ABOVE MENTIONED PLANE WAS REGISTERED TO ATLANTIC AIRWAYS, POST OFFICE (P.O.) 430-707, SOUTH MIAMI, FLORIDA.
ADMINISTRATIVE:

LEADS:

MIAMI, AT MIAMI, FLORIDA. ATTEMPT TO LOCATE ABOVE MENTIONED AIRPLANE, TAIL NUMBER N-4590Q. IF LOCATED, ATTEMPT TO DETERMINE FLIGHT PLAN FILED BY PILOT. IF PLANE'S DESTINATION IS CUBA, ATTEMPT TO IDENTIFY PASSENGERS ON THIS FLIGHT.

NYO RECOMMENDS THAT BUREAU DISSEMINATE ABOVE INFORMATION TO FAA, AND US CUSTOMS.

COPY FURNISHED TO WFO FOR INFORMATION.

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OFTIONAL FORM NO. 10 JULY 1978 EDITION GSA FPMR (41 CFR) 101-11.6 UNITED STATES GOVERNMENT ${\it Memorandum}$ DIRECTOR, FBI DATE: 2/11/77 POLITICAL MATTER SAC, SAN JUAN SUBJECT: DS-PSP IS-CUBA Enclosed for the Bureau is a book entitled, Constitucion de la Republica de Cuba", Constitution of ne Republic of Cuba) Enclosed book was obtained and is furnished for the information or the Bureau. Pes file book in 109-12-210 CONFIDENTIAL Classified by 2072 Exempt (from GDS, Category 2 .
Date of Declassification: Indefinite 109-12-210-7186 2-Bureau San Juan FEB 18 1977 HBB:nta (4)ENCLOSURE ATTACHED 1971 Buy U.S. Savings Bonds Regularly on the Payroll Savings Plan

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ENCLOSURE ///

CONSTITUCION DE LA REPUBLICA DE CUBA

TESIS Y RESOLUCIÓN

CONSTITUCION DE LA REPUBLICA DE CUBA

TESIS Y RESOLUCIÓN

Editado por el Departamento de Orientación Revolucionaria del Comité Central del Partido Comunista de Cuba La Habana, 1976 "AÑO DEL XX ANIVERSARIO DEL GRANMA" CONSTITUCION
DE LA
REPUBLICA DE CUBA

PROCLAMA

El pueblo de Cuba, a través de asambleas en que participaron más de seis millones de ciudadanos, discutió el anteproyecto de Constitución redactado por la Comisión Mixta de Partido y Gobierno nombrada por acuerdo conjunto del Buró Político del Partido Comunista de Cuba y el Comité Ejecutivo del Consejo de Ministros, adoptado el veintidós de octubre de mil novecientos setenta y cuatro.

El Primer Congreso del Partido Comunista de Cuba, celebrado en la ciudad de La Habana los días del diecisiete al veintidós de diciembre de mil novecientos setenta y cinco, incorporó al anteproyecto las modificaciones que se consideraron pertinentes entre las que fueron propuestas en las asambleas populares, lo perfeccionó y lo aprobó como proyecto de Constitución de la República y aprobó además el proyecto de Ley de Tránsito Constitucional. Ambos proyectos fueron publicados en la edición extraordinaria especial de la Gaceta Oficial de la República de Cuba, de fecha veintisiete de diciembre de mil novecientos setenta y cinco.

Los proyectos de Constitución de la República y de Ley de Tránsito Constitucional fueron sometidos a Referendo Nacional, celebrado el quince de febrero de mil novecientos setenta y seis, en el que votaron 5602973 ciudadanos, 5473534 que SI y 54 070 que NO.

En vista de los resultados del Referendo,

PROCLAMAMOS SOLEMNEMENTE

Que los proyectos mencionados, han sido aprobados por el voto libre, directo y secreto de los ciudadanos y que, en consecuencia, por mandato de la voluntad soberana del pueblo de Cuba, desde hoy, veinticuatro de febrero de mil novecientos setenta y seis, octogésimo primer aniversario del inicio de la guerra revolucionaria independentista organizada por José Martí héroe supremo de la patria, rigen como normas jurídicas superiores de nuestro Estado socialista, la Constitución de la República y la Ley de Tránsito Constitucional, a las que todos debemos acatamiento y respeto absolutos, sin que nadie pueda ignorar, transgredir o violar sus preceptos.

La Habana, a los veinticuatro días del mes de febrero de mil novecientos setenta y seis.

CONSTITUCIÓN

PREÁMBULO

NOSOTROS, CIUDADANOS CUBANOS,

herederos y continuadores del trabajo creador y de las tradiciones de combatividad, firmeza, heroísmo y sacrificio forjadas por nuestros antecesores:

por los aborígenes que prefirieron el exterminio a la sumisión;

por los esclavos que se rebelaron contra sus amos;

por los que despertaron la conciencia nacional y el ansia cubana de patria y libertad;

por los patriotas que en 1868 iniciaron las guerras de independencia contra el colonialismo español y los que en el último impulso de 1895 las llevaron a la victoria de 1898, victoria arrebatada por la intervención y ocupación militar del imperialismo yanqui;

por los obreros, campesinos, estudiantes e intelectuales que lucharon durante más de cincuenta años contra el dominio imperialista, la corrupción política, la falta de derechos y libertades populares, el desempleo y la explotación impuesta por capitalistas y terratenientes;

por los que promovieron, integraron y desarrollaron las primeras organizaciones de obreros y de campesinos, difundieron las ideas socialistas y fundaron los primeros movimientos marxista y marxista-leninista;

por los integrantes de la vanguardia de la generación del centenario del natalicio de Martí que nutridos por su magisterio nos condujeron a la victoria revolucionaria popular de Enero;

por los que, con el sacrificio de sus vidas, defendieron la Revolución contribuyendo a su definitiva consolidación;

GUIADOS

por la doctrina victoriosa del marxismo-leninismo;

APOYADOS

en el internacionalismo proletario, en la amistad fraternal, la ayuda y la cooperación de la Unión Soviética y otros países socialistas y en la solidaridad de los trabajadores y los pueblos de América Latina y del mundo;

DECIDIDOS

a llevar adelante la Revolución triunfadora del Moncada y del Granma, de la Sierra y de Girón encabezada por Fidel Castro que, sustentada en la más estrecha unidad de todas las fuerzas revolucionarias y del pueblo, conquistó la plena independencia nacional, estableció el Poder revolucionario, realizó las transformaciones democráticas, inició la construcción del socialismo y, con el Partido Comunista al

frente, la continúa con el objetivo de edificar la sociedad comunista;

CONSCIENTES

de que todos los regímenes de explotación del hombre por el hombre determinan la humillación de los explotados y la degradación de la condición humana de los explotadores;

de que sólo en el socialismo y el comunismo, cuando el hombre ha sido liberado de todas las formas de explotación: de la esclavitud, de la servidumbre y del capitalismo, se alcanza la entera dignidad del ser humano;

y de que nuestra Revolución elevó la dignidad de la patria y del cubano a superior altura;

DECLARAMOS

nuestra voluntad de que la ley de leyes de la República esté presidida por este profundo anhelo, al fin logrado, de José Martí:

"Yo quiero que la ley primera de nuestra república sea el culto de los cubanos a la dignidad plena del hombre";

ADOPTAMOS

por nuestro voto libre, mediante referendo, la siguiente:

CAPITULO I

FUNDAMENTOS POLITICOS, SOCIÁLES Y ECONOMICOS DEL ESTADO

ARTICULO 1. La República de Cuba es un Estado socialista de obreros y campesinos y demás trabajadores manuales e intelectuales.

ARTICULO 2. Los símbolos nacionales son los que han presidido por más de cien años las luchas cubanas por la independencia, por los derechos del pueblo y por el progreso social:

la bandera de la estrella solitaria;

el himno de Bayamo;

el escudo de la palma real.

ARTICULO 3. La capital de la República es la ciudad de La Habana.

ARTICULO 4. En la República de Cuba todo el poder pertenece al pueblo trabajador que lo ejerce por medio de las Asambleas del Poder Popular y demás órganos del Estado que de ellas se derivan, o bien directamente.

El Poder del pueblo trabajador se sustenta en la firme alianza de la clase obrera con los campesinos y las demás capas trabajadoras de la ciudad y el campo, bajo la dirección de la clase obrera.

ARTICULO 5. El Partido Comunista de Cuba, vanguardia organizada marxista-leninista de la clase obrera, es la fuerza dirigente superior de la sociedad y del Estado, que organiza y orienta los esfuerzos comunes hacia los altos fines de la construcción del socialismo y el avance hacia la sociedad comunista.

ARTICULO 6. La Unión de Jóvenes Comunistas, organización de la juventud avanzada, bajo la dirección del Partido, trabaja para preparar a sus miembros como futuros militantes del mismo y contribuye a la educación de las nuevas generaciones en los ideales del comunismo, mediante su incorporación al estudio y a las actividades patrióticas, laborales, militares, científicas y culturales.

ARTICULO 7. El Estado socialista cubano reconoce, protege y estimula a las organizaciones sociales y de masas, como la Central de Trabajadores de Cuba, que comprende en sus filas a la clase fundamental de nuestra sociedad, los Comités de Defensa de la Revolución, la Federación de Mujeres Cubanas, la Asociación Nacional de Agricultores Pequeños, la Federación Estudiantil Universitaria, la Federación de Estudiantes de la Enseñanza Media, la Unión de Pioneros de Cuba y otras que, surgidas en el proceso histórico de las luchas de nuestro pueblo, agrupan en su seno a los distintos sectores de la población, representan intereses específicos de éstos y los incorporan a las tareas

de la edificación, consolidación y defensa de la sociedad socialista.

En sus actividades, el Estado se apoya en las organizaciones sociales y de masas, las que, además, cumplen directamente las funciones estatales que conforme a la Constitución y la ley convengan en asumir.

ARTICULO 8. El Estado socialista:

- a) realiza la voluntad del pueblo trabajador y
 - ---encauza los esfuerzos de la nación en la construcción del socialismo;
 - —mantiene y defiende la integridad y la soberanía de la patria;
 - —garantiza la libertad y la dignidad plena del hombre, el disfrute de sus derechos, el ejercicio y cumplimiento de sus deberes y el desarrollo integral de su personalidad;
 - —afianza la ideología y las normas de convivencia y de conducta propias de la sociedad libre de la explotación del hombre por el hombre;
 - --protege el trabajo creador del pueblo y la propiedad y la riqueza de la nación socialista;
 - ---dirige planificadamente la economía nacional;
 - -asegura el avance educacional, científico, técnico y cultural del país;
- b) como Poder del pueblo, en servicio del propio pueblo, garantiza
 - —que no haya hombre o mujer, en condiciones de trabajar, que no tenga oportunidad de ob-

- tener un empleo con el cual pueda contribuir a los fines de la sociedad y a la satisfacción de sus propias necesidades;
- —que no haya persona incapacitada para el trabajo que no tenga medios decorosos de subsistencia;
- —que no haya enfermo que no tenga atención médica:
- —que no haya niño que no tenga escuela, alimentación y vestido;
- —que no haya joven que no tenga oportunidad de estudiar;
- —que no haya persona que no tenga acceso al estudio, la cultura y el deporte;
- c) trabaja por lograr que no haya familia que no tenga una vivienda confortable.

ARTICULO 9. La Constitución y las leyes del Estado socialista son expresión jurídica de las relaciones socialistas de producción y de los intereses y la voluntad del pueblo tràbajador.

Todos los órganos del Estado, sus dirigentes, funcionarios y empleados, actúan dentro de los límites de sus respectivas competencias y tienen la obligación de observar estrictamente la legalidad socialista y velar por el respeto a la misma en toda la vida de la sociedad.

ARTICULO 10. El Estado socialista cubano ejerce su soberanía:

a) sobre todo el territorio nacional, integrado por la Isla de Cuba, la Isla de Pinos, las demás islas

- y cayos adyacentes, las aguas interiores, el mai territorial en la extensión que fija la ley y el espacio aéreo que sobre los mismos se extiende;
- b) sobre los recursos naturales y vivos del lecho y subsuelo marinos, y los existentes en las aguas suprayacentes inmediatas a las costas fuera del mar territorial en la extensión que fija la ley, conforme a la práctica internacional.

La República de Cuba repudia y considera ilegales y nulos los tratados, pactos o concesiones concertados en condiciones de desigualdad o que desconocen o disminuyen su soberanía sobre cualquier porción del territorio nacional.

ARTICULO 11. La República de Cuba forma parte de la comunidad socialista mundial, lo que constituye una de las premisas fundamentales de su independencia y desarrollo en todos los órdenes.

ARTICULO 12. La República de Cuba hace suyos los principios del internacionalismo proletario y de la solidaridad combativa de los pueblos, y

- a) condena al imperialismo, promotor y sostén de todas las manifestaciones fascistas, colonialistas, neocolonialistas y racistas, como la principal fuerza de agresión y de guerra y el peor enemigo de los pueblos;
- b) condena la intervención imperialista, directa o indirecta, en los asuntos internos o externos de cualquier Estado, y, por tanto, la agresión armada y el bloqueo económico, así como cualquier otra forma de coerción económica y de ingerencia, o de amenaza a la integridad de los

- Estados y de los elementos políticos, económicos y culturales de las naciones;
- c) califica de delito internacional las guerras de agresión y de conquista; reconoce la legitimidad de las guerras de liberación nacional, así como la resistencia armada a la agresión y a la conquista, y considera su derecho y su deber internacionalista ayudar al agredido y a los pueblos que luchan por su liberación;
- ch) reconoce el derecho de los pueblos a repeler la violencia imperialista y reaccionaria con la violencia revolucionaria y a luchar con todos los medios a su alcance por el derecho a determinar libremente su propio destino y el régimen económico y social en que prefieran vivir;
- d) trabaja por la paz digna y duradera, asentada en el respeto a la independencia y soberanía de los pueblos y al derecho de éstos a la autodeterminación;
- e) funda sus relaciones internacionales en los principios de igualdad de derechos, soberanía e independencia de los Estados y en el interés mutuo;
- f) basa sus relaciones con la Unión de Repúblicas Socialistas Soviéticas y demás países socialistas en el internacionalismo socialista, en los objetivos comunes de la construcción de la nueva sociedad, la amistad fraternal, la cooperación y la ayuda mutua;
- g) aspira a integrarse con los países de América Latina y del Caribe, liberados de dominaciones externas y de opresiones internas, en una gran

comunidad de pueblos hermanados por la tradición histórica y la lucha común contra el colonalismo, el neocolonialismo y el imperialismo en el mismo empeño de progreso nacional y social;

- h) desarrolla relaciones fraternales y de colaboración con los países que mantienen posiciones antimperialistas y progresistas;
- i) mantiene relaciones amistosas con los países que, teniendo un régimen político, social y económico diferente, respetan su soberanía, observan las normas de la convivencia entre los Estados, se atienen a los principios de mutuas conveniencias y adoptan una actitud recíproca con nuestro país;
- j) determina su afiliación a organismos internacionales y su participación en conferencias y reuniones de ese carácter, teniendo en cuenta los intereses de la paz y el socialismo, de la liberación de los pueblos, del avance de la ciencia, la técnica y la cultura, del intercambio internacional y el respeto que se observe a sus propios derechos nacionales.

ARTICULO 13. La República de Cuba concede asilo a los perseguidos en virtud de la lucha por los derechos democráticos de las mayorías; por la liberación nacional; contra el imperialismo, el fascismo, el colonialismo y el neocolonialismo; por la supresión de la discriminación racial; por los derechos y reivindicaciones de los trabajadores, campesinos y estudiantes; por sus actividades políticas, científicas, artísticas y literarias progresistas; por el socialismo y por la paz.

ARTICULO 14. En la República de Cuba rige el sistema socialista de economía basado en la propiedad socialista de todo el pueblo sobre los medios de producción y en la supresión de la explotación del hombre por el hombre.

ARTICULO 15. La propiedad estatal socialista, que es la propiedad de todo el pueblo, se establece irreversiblemente sobre las tierras que no pertenecen a los agricultores pequeños o a cooperativas integradas por los mismos; sobre el subsuelo, las minas, los recursos marítimos naturales y vivos dentro de la zona de su soberanía, los bosques, las aguas, las vías de comunicación; sobre los centrales azucareros, las fábricas, los medios fundamentales de transporte, y cuantas empresas, bancos, instalaciones y bienes han sido nacionalizados y expropiados a los imperialistas, latifundistas y burgueses, así como sobre las granjas del pueblo, fábricas, empresas e instalaciones económicas, sociales, culturales y deportivas construidas, fomentadas o adquiridas por el Estado y las que en el futuro construya, fomente o adquiera.

ARTICULO 16. El Estado organiza, dirige y controla la actividad económica nacional de acuerdo con el Plan Unico de Desarrollo Económico-Social, en cuya elaboración y ejecución participan activa y conscientemente los trabajadores de todas las ramas de la economía y de las demás esferas de la vida social.

El desarrollo de la economía sirve a los fines de fortalecer el sistema socialista, satisfacer cada vez mejor las necesidades materiales y culturales de la sociedad y los ciudadanos, promover el desenvolvimiento de la personalidad humana y de su dignidad, el avance y la seguridad del país y de la capacidad nacional para cumplir los deberes internacionalistas de nuestro pueblo.

ARTICULO 17. Para la administración de la propiedad socialista de todo el pueblo, el Estado organiza empresas y otras entidades económicas.

La estructura, atribuciones y funciones de las empresas y entidades económicas estatales de producción y servicios y el régimen de sus relaciones son regulados por la ley.

ARTICULO 18. El comercio exterior es función exclusiva del Estado. La ley determina las instituciones y autoridades estatales facultadas para crear empresas de comercio exterior y para normar y regular las operaciones de exportación e importación, así como las investidas de personalidad jurídica para concertar convenios comerciales.

ARTICULO 19. En la República de Cuba rige el principio socialista "de cada cual según su capacidad; a cada cual según su trabajo".

La ley establece las regulaciones que garantizan el efectivo cumplimiento de este principio.

ARTICULO 20. El Estado reconoce la propiedad de los agricultores pequeños sobre sus tierras y otros medios e instrumentos de producción, conforme a lo que establece la ley.

Los agricultores pequeños tienen derecho a asociarse entre sí, en la forma y con los requisitos que establece la ley, tanto a los fines de la producción agropecuaria como a los de la obtención de créditos y servicios estatales.

Se autoriza la organización de cooperativas agropecuarias en los casos y en la forma que la ley establece. La propiedad cooperativa es una forma de propiedad colectiva de los campesinos integrados en ellas.

El Estado apoya la producción cooperativa de los pequeños agricultores, así como la producción individual, que contribuyan al auge de la economía nacional.

El Estado promueve la incorporación de los agricultores pequeños, voluntaria y libremente aceptada por éstos, a los planes y unidades estatales de producción agropecuaria.

ARTICULO 21. El agricultor pequeño tiene derecho a vender la tierra previa autorización de los organismos determinados por la ley. En todo caso, el Estado tiene derecho preferente a la adquisición mediante el pago de su justo precio.

Se prohíbe el arrendamiento, la aparcería, los préstamos hipotecarios y cualquier otra forma que implique gravamen o cesión parcial a particulares de los derechos y acciones emanados de la propiedad de los agricultores pequeños sobre las fincas tústicas.

ARTICULO 22. Se garantiza la propiedad personal sobre los ingresos y ahorros procedentes del trabajo propio, sobre la vivienda que se posea con justo título de dominio y los demás bienes y objetos que sirven para la satisfacción de las necesidades materiales y culturales de la persona.

Asimismo, se garantiza la propiedad sobre medios e instrumentos de trabajo personal o familiar que no se emplean para explotar el trabajo ajeno. ARTICULO 23. El Estado reconoce la propiedad de las organizaciones políticas, sociales y de masas sobrebienes destinados al cumplimiento de sus fines.

ARTICULO 24. La ley regula el derecho de herencia sobre la vivienda de dominio propio y demás bienes de propiedad personal.

La tierra de los agricultores pequeños-sólo es heredable por aquellos herederos que la trabajan personalmente, salvo las excepciones que establece la ley.

En relación con los bienes integrados en cooperativas, la ley fija las condiciones en que son heredables.

ARTICULO 25. Se autoriza la expropiación de bienes, por razones de utilidad pública o interés social y con la debida indemnización.

La ley establece el procedimiento para la expropiación y las bases para determinar su utilidad y necesidad, así como la forma de la indemnización, considerando los intereses y las necesidades económicas y sociales del expropiado.

ARTICULO 26. Toda persona que sufriere daño o perjuicio causado indebidamente por funcionarios o agentes del Estado con motivo del ejercicio de las funciones propias de sus cargos, tiene derecho a reclamar y obtener la correspondiente reparación o indemnización en la forma que establece la ley.

ARTICULO 27. Para asegurar el bienestar de los ciudadanos, el Estado y la sociedad protegen la naturaleza. Incumbe a los órganos competentes y además a cada ciudadano velar porque sean mantenidas limpias las aguas y la atmósfera, y que se proteja el suelo la flora y la fauna.

CAPITULO II

CIUDADANIA

ARTICULO 28. La ciudadanía cubana se adquiere por nacimiento o por naturalización.

ARTICULO 29. Son ciudadanos cubanos por nacimiento:

- a) los nacidos en el territorio nacional, con excepción de los hijos de extranjeros que se encuentren al servicio de su gobierno o de organismos internacionales;
- b) los nacidos en el extranjero de padre o madre cubanos que se hallen cumpliendo misión oficial;
- c) los nacidos en el extranjero de padre o madre cubanos, previo el cumplimiento de las formalidades que la ley señala;
- ch) los nacidos fuera del territorio nacional, de padre o madre naturales de la República de Cuba que hayan perdido esta nacionalidad, siempre que la reclamen en la forma que señala la ley;

d) los extranjeros que por méritos excepcionales alcanzados en las luchas por la liberación de Cuba fueron considerados ciudadanos cubanos por nacimiento.

ARTICULO 30. Son ciudadanos cubanos por naturalización:

- a) los extranjeros que adquieren la ciudadanía de acuerdo con lo establecido en la ley;
- b) los que hubiesen servido a la lucha armada contra la tiranía derrocada el 1ro. de Enero de 1959, siempre que acrediten esa condición en la forma legalmente establecida;
- c) los que habiendo sido privados arbitrariamente de su ciudadanía de origen obtengan la cubana por acuerdo expreso del Consejo de Estado.

ARTICULO 31. Ni el matrimonio ni su disolución afectan la ciudadanía de los cónyuges o de sus hijos.

ARTICULO 32. Pierden la ciudadanía cubana:

- a) los que adquieran una ciudadanía extranjera;
- b) los que, sin permiso del Gobierno, sirvan a otra nación en funciones militares o en el desempeño de cargos que lleven aparejada autoridad o jurisdicción propia;
- c) los que en territorio extranjero de cualquier modo conspiren o actúen contra el pueblo de Cuba y sus instituciones socialistas y revolucionarias;
- ch) los cubanos por naturalización que residan en el país de su nacimiento, a no ser que expresen cada tres años, ante la autoridad consular co-

- rrespondiente, su voluntad de conservar la ciudadanía cubana;
- d) los naturalizados que aceptaren una doble ciudadanía.

La ley podrá determinar delitos y causas de indignidad que produzcan la pérdida de la ciudadanía por naturalización, mediante sentencia firme de los tribunales.

La formalización de la pérdida de la ciudadanía por los motivos consignados en los incisos b) y c) se hace efectiva mediante decreto del Consejo de Estado.

ARTICULO 33. La ciudadanía cubana podrá recobrarse en los casos y en la forma que prescribe la ley.

CAPITULO III

FAMILIA

ARTICULO 34. El Estado protege la familia, la maternidad y el matrimonio.

ARTICULO 35. El matrimonio es la unión voluntariamente concertada de un hombre y una mujer con aptitud legal para ello, a fin de hacer vida en común. Descansa en la igualdad absoluta de derechos y deberes de los cónyuges, los que deben atender al mantenimiento del hogar y a la formación integral de los hijos mediante el esfuerzo común, de modo que éste resulte compatible con el desarrollo de las actividades sociales de ambos.

La ley regula la formalización, reconocimiento y disolución del matrimonio y los derechos y obligaciones que de dichos actos se derivan.

ARTICULO 36. Todos los hijos tienen iguales derechos, sean habidos dentro o fuera del matrimonio.

Está abolida toda calificación sobre la naturaleza de la filiación.

No se consignará declaración alguna diferenciando los nacimientos, ni sobre el estado civil de los padres en las actas de inscripción de los hijos, ni en ningún otro documento que haga referencia a la filiación.

El Estado garantiza mediante los procedimientos legales adecuados la determinación y el reconocimiento de la paternidad.

ARTICULO 37. Los padres tienen el deber de dar alimentos a sus hijos y asistirlos en la defensa de sus legítimos intereses y en la realización de sus justas aspiraciones; así como el de contribuir activamente a su educación y formación integral como ciudadanos útiles y preparados para la vida en la sociedad socialista.

Los hijos, a su vez, están obligados a respetar y ayudar a sus padres.

CAPITULO IV

EDUCACION Y CULTURA

ARTICULO 38. El Estado orienta, fomenta y promueve la educación, la cultura y las ciencias en todas sus manifestaciones.

En su política educativa y cultural se atiene a los postulados siguientes:

- a) fundamenta su política educacional y cultural en la concepción científica del mundo, establecida y desarrollada por el marxismo-leninismo;
- b) la enseñanza es función del Estado. En consecuencia, los centros docentes son estatales. El cumplimiento de la función educativa constituye una tarea en la que participa toda la sociedad y se basa en las conclusiones y aportes de la ciencia y en la relación más estrecha del estudio con la vida, el trabajo y la producción;
- c) promover la formación comunista de las nuevas generaciones y la preparación de los niños, jóvenes y adultos para la vida social.

Para realizar este principio se combinan la educación general y las especializadas de carácter científico, técnico o artístico, con el trabajo, la investigación para el desarrollo, la educación física, el deporte y la participación en actividades políticas, sociales y de preparación militar;

ch) la enseñanza es gratuita. El Estado mantiene un amplio sistema de becas para los estudiantes y proporciona múltiples facilidades de estudio a los trabajadores a fin de alcanzar la universalización de la enseñanza.

La ley precisa la integración y estructura del sistema nacional de enseñanza, así como el alcance de la obligatoriedad de estudiar y define la preparación general básica que, como mínimo, debe adquirir todo ciudadano;

- d) es libre la creación artística siempre que su contenido no sea contrario a la Revolución. Las formas de expresión en el arte son libres;
- e) el Estado, a fin de elevar la cultura del pueblo, se ocupa de fomentar y desarrollar la educación artística, la vocación para la creación y el cultivo del arte y la capacidad para apreciarlo;
- f) la actividad creadora e investigativa en la ciencia es libre. El Estado estimula y viabiliza la investigación y prioriza la dirigida a resolver los problemas que atañen al interés de la sociedad y al beneficio del pueblo;
- g) el Estado propicia que los trabajadores se incorporen a la labor científica y al desarrollo de la ciencia;

- h) el Estado orienta, fomenta y promueve la cultura física y el deporte en todas sus manifestaciones como medio de educación y contribución a la formación integral de los ciudadanos;
- i) el Estado vela por la conservación del patrimonio cultural y la riqueza artística e histórica de la nación. Protege los monumentos nacionales y los lugares notables por su belleza natural o por su reconocido valor artístico o histórico;
- j) el Estado promueve la participación de los ciudadanos a través de las organizaciones sociales y de masas del país en la realización de su política educacional y cultural.

ARTICULO 39. La educación de la niñez y la juventud en el espíritu comunista es deber de toda la sociedad.

La niñez y la juventud disfrutan de particular protección por parte del Estado y la sociedad.

La familia, la escuela, los órganos estatales y las organizaciones sociales y de masas tienen el deber de prestar especial atención a la formación integral de la niñez y la juventud.

CAPITULO V

IGUALDAD

ARTICULO 40. Todos los ciudadanos gozan de iguales derechos y están sujetos a iguales deberes.

ARTICULO 41. La discriminación por motivo de raza, color, sexo u origen nacional está proscrita y es sancionada por la ley.

Las instituciones del Estado educan a todos, desde la más temprana edad, en el principio de la igualdad de los seres humanos.

ARTICULO 42. El Estado consagra el derecho conquistado por la Revolución de que los ciudadanos, sin distinción de raza, color u origen nacional:

- —tienen acceso, según méritos y capacidades, a todos los cargos y empleos del Estado, de la Administración Pública y de la producción y prestación de servicios;
- —ascienden a todas las jerarquías de las Fuerzas Armadas Revolucionarias y de la seguridad y orden interior, según méritos y capacidades;

- -perciben salario igual por trabajo igual;
- —disfrutan de la enseñanza en todas las instituciones docentes del país, desde la escuela primaria hasta las universidades, que son las mismas para todos;
- —reciben asistencia médica en todas las instalaciones hospitalarias;
- —se domicilian en cualquier sector, zona o barrio de las ciudades y se alojan en cualquier hotel;
- —son atendidos en todos los restaurantes y demás establecimientos de servicio público;
- —usan, sin separaciones, los transportes marítimos, ferroviarios, aéreos y automotores;
- —disfrutan de los mismos balnearios, playas, parques, círculos sociales y demás centros de cultura, deportes, recreación y descanso.

ARTICULO 43. La mujer goza de iguales derechos que el hombre en lo económico, político, social y familiar.

Para garantizar el ejercicio de estos derechos y especialmente la incorporación de la mujer al trabajo social, el Estado atiende a que se le proporcionen puestos de trabajo compatibles con su constitución física; le concede licencia retribuida por maternidad, antes y después del parto; organiza instituciones, tales como círculos infantiles, semi-internados e internados escolares, y se esfuerza por crear todas las condiciones que propician la realización del principio de la igualdad.

CAPITULO YI

DERECHOS, DEBERES Y GARANTIAS FUNDAMENTALES

ARTICULO 44. El trabajo en la sociedad socialista es un derecho, un deber y un motivo de honor para cada ciudadano.

El trabajo es remunerado conforme a su calidad y cantidad; al proporcionarlo se atienden las exigencias de la economía y la sociedad, la elección del trabajador y su aptitud y calificación; lo garantiza el sistema económico socialista, que propicia el desarrollo económico y social, sin crisis, y que con ello ha eliminado el desempleo y borrado para siempre el paro estacional llamado "tiempo muerto".

Se reconoce el trabajo voluntario, no remunerado, realizado en beneficio de toda la sociedad, en las actividades industriales, agrícolas, técnicas, artísticas y de servicio, como formador de la conciencia comunista de nuestro pueblo.

Cada trabajador está en el deber de cumplir cabalmente las tareas que le corresponden en su empleo. ARTICULO 45. Todo el que trabaja tiene derecho al descanso, que se garantiza por la jornada laboral de ocho horas, el descanso semanal y las vacaciones anuales pagadas.

El Estado fomenta el desarrollo de instalaciones y planes vacacionales.

ARTICULO 46. Mediante el sistema de seguridad social, el Estado garantiza la protección adecuada a todo trabajador impedido por su edad, invalidez o enfermedad.

En caso de muerte del trabajador garantiza similar protección a su familia.

ARTICULO 47. El Estado protege, mediante la asistencia social, a los ancianos sin recursos ni amparo y a cualquier persona no apta para trabajar que carezca de familiares en condiciones de prestarle ayuda.

ARTICULO 48. El Estado garantiza el derecho a la protección, seguridad e higiene del trabajo, mediante la adopción de medidas adecuadas para la prevención de accidentes y enfermedades profesionales.

El que sufre un accidente en el trabajo o contrae una enfermedad profesional tiene derecho a la atención médica y a subsidio o jubilación en los casos de incapacidad temporal o permanente para el trabajo.

ARTICULO 49. Todos tienen derecho a que se atienda y proteja su salud. El Estado garantiza este derecho:

—con la prestación de la asistencia médica y hospitalaria gratuita, mediante la red de instalaciones de servicio médico rural, de los policlínicos, hos-

- pitales, centros profilácticos y de tratamiento especializado;
- ---con la prestación de asistencia estomatológica gratuita;
- —con el desarrollo de los planes de divulgación sanitaria y de educación para la salud, exámenes médicos periódicos, vacunación general y otras medidas preventivas de las enfermedades. En estos planes y actividades coopera toda la población a través de las organizaciones sociales y de masas.

ARTICULO 50. Todos tienen derecho a la educación. Este derecho está garantizado por el amplio y gratuito sistema de escuelas, semi-internados, internados y becas, en todos los tipos y niveles de enseñanza, y por la gratuidad del material escolar, lo que proporciona a cada niño y joven, cualquiera que sea la situación económica de su familia, la oportunidad de cursar estudios de acuerdo con sus aptitudes, las exigencias sociales y las necesidades del desarrollo económico-social.

Los hombres y mujeres adultos tienen asegurado este derecho, en las mismas condiciones de gratuidad y con facilidades específicas que la ley regula, mediante la educación de adultos, la enseñanza técnica y profesional, la capacitación laboral en empresas y organismos del Estado y los cursos de educación superior para los trabajadores.

ARTICULO 51. Todos tienen derecho a la educación física, al deporte y a la recreación.

El disfrute de este derecho está garantizado por la inclusión de la enseñanza y práctica de la educación

física y el deporte en los planes de estudio del sistema nacional de educación; y por la amplitud de la instrucción y los medios puestos a disposición del pueblo, que facilitan la práctica masiva del deporte y la recreación.

ARTICULO 52. Se reconoce a los ciudadanos libertad de palabra y prensa conforme a los fines de la sociedad socialista. Las condiciones materiales para su ejercicio están dadas por el hecho de que la prensa, la radio, la televisión, el cine y otros medios de difusión masiva son de propiedad estatal o social y no pueden ser objeto, en ningún caso, de propiedad privada, lo que asegura su uso al servicio exclusivo del pueblo trabajador y del interés de la sociedad.

La ley regula el ejercicio de estas libertades.

ARTICULO 53. Los derechos de reunión, manifestación y asociación son ejercidos por los trabajadores, manuales e intelectuales, los campesinos, las mujeres, los estudiantes y demás sectores del pueblo trabajador, para lo cual disponen de los medios necesarios a tales fines. Las organizaciones sociales y de masas disponen de todas las facilidades para el desenvolvimiento de dichas actividades en las que sus miembros gozan de la más amplia libertad de palabra y opinión, basadas en el derecho irrestricto a la iniciativa y a la crítica.

ARTICULO 54. El Estado socialista, que basa su actividad y educa al pueblo en la concepción científica materialista del universo, reconoce y garantiza la libertad de conciencia, el derecho de cada uno a profesar cualquier creencia religiosa y a practicar, dentro del respeto a la ley, el culto de su preferencia.

La ley regula las actividades de las instituciones religiosas.

Es ilegal y punible oponer la fe o la creencia religiosa a la Revolución, a la educación o al cumplimiento de los deberes de trabajar, defender la patria con las armas, reverenciar sus símbolos y los demás deberes establecidos por la Constitución.

ARTICULO 55. El domicilio es inviolable. Nadie puede penetrar en el ajeno contra la voluntad del morador, salvo en los casos previstos por la ley.

ARTICULO 56. La correspondencia es inviolable. Sólo puede ser ocupada, abierta y examinada en los casos previstos por la ley. Se guardará secreto de los asuntos ajenos al hecho que motivare el examen.

El mismo principio se observará con respecto a las comunicaciones cablegráficas, telegráficas y telefónicas.

ARTICULO 57. La libertad e inviolabilidad de su persona están garantizadas a todos los que residen en el territorio nacional.

Nadie puede ser detenido sino en los casos, en la forma y con las garantías que prescriben las leyes.

El detenido o preso es inviolable en su integridad personal.

ARTICULO 58. Nadie puede ser encausado ni condenado sino por tribunal competente, en virtud de leyes anteriores al delito y con las formalidades y garantías que éstas establecen.

Todo acusado tiene derecho a la defensa.

No se ejercerá violencia ni coacción de clase alguna sobre las personas para forzarlas a declarar.

Es nula toda declaración obtenida con infracción de este precepto y los responsables incurrirán en las sanciones que fija la ley.

ARTICULO 59. La confiscación de bienes se aplica sólo como sanción por las autoridades, en los casos y por los procedimientos que determina la ley.

ARTICULO 60. Las leyes penales tienen efecto retroactivo cuando sean favorables al encausado o sancionado. Las demás leyes no tienen efecto retroactivo a menos que en las mismas se disponga lo contrario por razón de interés social o utilidad pública.

ARTICULO 61. Ninguna de las libertades reconocidas a los ciudadanos puede ser ejercida contra lo establecido en la Constitución y las leyes, ni contra la existencia y fines del Estado socialista, ni contra la decisión del pueblo cubano de construir el socialismo y el comunismo. La infracción de este principio es punible.

ARTICULO 62. Todo ciudadano tiene derecho a dirigir quejas y peticiones a las autoridades y a recibir la atención o respuestas pertinentes y en plazo adecuado, conforme a la ley.

ARTICULO 63. Es deber de cada uno cuidar la propiedad pública y social, acatar la disciplina del trabajo, respetar los derechos de los demás, observar las normas de la convivencia socialista y cumplir los deberes cívicos y sociales.

ARTICULO 64. La defensa de la patria socialista es el más grande honor y el deber supremo de cada cubano.

La ley regula el servicio militar que los cubanos deben prestar.

La traición a la patria es el más grave de los crímenes; quien la comete está sujeto a las más severas sanciones.

ARTICULO 65. El cumplimiento estricto de la Constitución y de las leyes es deber inexcusable de todos.

CAPITULO VII

PRINCIPIOS DE ORGANIZACION Y FUNCIONAMIENTO DE LOS ORGANOS ESTATALES

ARTICULO 66. Los órganos del Estado se integran, funcionan y desarrollan su actividad sobre la base de los principios de la democracia socialista, la unidad de poder y el centralismo democrático, los cuales se manifiestan en las formas siguientes:

- a) todos los órganos de poder del Estado, sus órganos ejecutivos y todos los tribunales, son electivos y renovables periódicamente;
- b) las masas populares controlan la actividad de los órganos estatales, de los diputados, de los delegados y de los funcionarios;
- c) los elegidos tienen el deber de rendir cuenta de su actuación ante sus electores y éstos tienen derecho a revocarlos cuando no justifican la confianza puesta en ellos;
- ch) cada órgano estatal desarrolla ampliamente, dentro del marco de su competencia, la inicia-

- tiva encaminada al aprovechamiento de los recursos y posibilidades locales y a la incorporación de las organizaciones sociales y de masas a su actividad;
- d) las disposiciones de los órganos estatales superiores son obligatorias para los inferiores;
- e) los órganos estatales inferiores responden ante los superiores y les rinden cuenta de su gestión;
- f) en la actividad de los órganos ejecutivos y administrativos locales rige un sistema de doble subordinación: subordinación al órgano del Poder Popular correspondiente a su instancia y subordinación a la instancia superior que atiende las tareas administrativas que el órgano local tiene a su cargo;
- g) la libertad de discusión, el ejercicio de la crítica y autocrítica y la subordinación de la minoría a la mayoría, rigen en todos los órganos estatales colegiados.

CAPITULO VIII

ORGANOS SUPREMOS DEL PODER POPULAR

ARTICULO 67. La Asamblea Nacional del Poder Popular es el órgano supremo del poder del Estado. Representa y expresa la voluntad soberana de todo el pueblo trabajador.

ARTICULO 68. La Asamblea Nacional del Poder Popular es el único órgano con potestad constituyente y legislativa en la República.

ARTICULO 69. La Asamblea Nacional del Poder Popular se compone de diputados elegidos por las Asambleas Municipales del Poder Popular en la forma y en la proporción que determina la ley.

ARTICULO 70. La Asamblea Nacional del Poder Popular es elegida por un término de cinco años.

Este término sólo podrá extenderse por acuerdo de la propia Asamblea en caso de guerra o a virtud de otras circunstancias excepcionales que impidan la celebración normal de las elecciones y mientras subsistan tales circunstancias.

ARTICULO 71. Treinta días después de elegidos todos los diputados a la Asamblea Nacional del Poder Popular, ésta se reúne por derecho propio, bajo la presidencia del diputado de más edad y asistido, como secretarios, por los dos diputados más jóvenes.

En esta sesión se verifica la validez de la elección de los diputados, y éstos prestan juramento y eligen al Presidente, al Vicepresidente y al Secretario de la Asamblea Nacional del Poder Popular, los que toman posesión de inmediato de sus cargos.

A continuación, la Asamblea procede a elegir al Consejo de Estado.

ARTICULO 72. La Asamblea Nacional del Poder Popular elige de entre sus diputados al Consejo de Estado, integrado por un Presidente, un Primer Vicepresidente, cinco Vicepresidentes, un Secretario y veintitrés miembros más.

El Presidente del Consejo de Estado es jefe de Estado y jefe de Gobierno.

El Consejo de Estado es responsable ante la Asamblea Nacional del Poder Popular y le rinde cuenta de todas sus actividades.

ARTICULO 73, Son atribuciones de la Asamblea Nacional del Poder Popular:

- a) acordar reformas de la Constitución conforme a lo establecido en el artículo 141;
- b) aprobar, modificar o derogar las leyes y someterlas previamente a la consulta popular cuando lo estime procedente en atención a la índole de la legislación de que se trate;

- c) decidir acerca de la constitucionalidad de las leyes, decretos-leyes, decretos y demás disposiciones generales;
- ch) revocar en todo o en parte los decretos-leyes que haya dictado el Consejo de Estado;
- d) discutir y aprobar los planes nacionales de desarrollo económico y social;
- e) discutir y aprobar el presupuesto del Estado;
- f) aprobar los principios del sistema de planificación y de dirección de la economía nacional;
- g) acordar el sistema monetario y crediticio;
- h) aprobar los lineamientos generales de la política exterior e interior;
- i) declarar el estado de guerra en caso de agresión militar y aprobar los tratados de paz;
- j) establecer y modificar la división político-administrativa del país conforme a lo establecido en el artículo 100;
- k) elegir al Presidente, al Vicepresidente y al Secretario de la Asamblea Nacional;
- 1) elegir al Presidente, al Primer Vicepresidente, a los Vicepresidentes, al Secretario y a los demás miembros del Consejo de Estado;
- designar, a propuesta del Presidente del Consejo de Estado, al Primer Vicepresidente, a los Vicepresidentes y demás miembros del Consejo de Ministros;
- m) elegir al Presidente, al Vicepresidente y a los demás jueces del Tribunal Supremo Popular;

- n) elegir al Fiscal General y a los vicefiscales generales de la República;
- ñ) nombrar comisiones permanentes y temporales;
- o) revocar la elección o designación de las personas elegidas o designadas por ella;
- p) ejercer la más alta fiscalización sobre los órganos del Estado y del Gobierno;
- q) conocer, evaluar y adoptar las decisiones pertinentes sobre los informes de rendición de cuenta que le presenten el Consejo de Estado, el Consejo de Ministros, el Tribunal Supremo Popular, la Fiscalía General de la República y las Asambleas Provinciales del Poder Popular;
- r) revocar los decretos-leyes del Consejo de Estado y los decretos o disposiciones del Consejo de Ministros que contradigan la Constitución o las leyes;
- s) revocar o modificar los acuerdos o disposiciones de los órganos locales del Poder Popular que violen la Constitución, las leyes, los decretosleyes, decretos y demás disposiciones dictadas por un órgano de superior jerarquía a los mismos; o los que afecten los intereses de otras localidades o los generales del país;
- t) conceder amnistías;
- u) disponer la convocatoria de referendos en los casos previstos en la Constitución y en otros que la propia Asamblea considere procedentes;
- v) acordar su reglamento;
- w) las demás que le confiere esta Constitución.

ARTICULO 74. Las leyes y acuerdos de la Asamblea Nacional del Poder Popular, salvo cuando se refieran a la reforma de la Constitución, se adoptan por mayoría simple de votos.

ARTICULO 75. Las leyes aprobadas por la Asamblea Nacional del Poder Popular entran en vigor en la fecha que en cada caso determina la propia ley.

Las leyes, decretos-leyes, decretos y resoluciones, reglamentos y demás disposiciones generales de los órganos nacionales del Estado, se publican en la Gaceta Oficial de la República.

ARTICULO 76. La Asamblea Nacional del Poder Popular se reúne en dos períodos ordinarios de sesiones al año y en sesión extraordinaria cuando lo solicite la tercera parte de sus miembros o la convoque el Consejo de Estado.

ARTICULO 77. Para que la Asamblea Nacional del Poder Popular pueda celebrar sesión se requiere la presencia de más de la mitad del número total de los diputados que la integran.

ARTICULO 78. Las sesiones de la Asamblea Nacional del Poder Popular son públicas, excepto en el caso en que la propia Asamblea acuerde celebrarlas a puertas cerradas por razón de interés de Estado.

ARTICULO 79. Son atribuciones del Presidente de la Asamblea Nacional del Poder Popular:

- a) presidir las sesiones de la Asamblea Nacional y velar por la aplicación de su reglamento;
- b) convocar las sesiones ordinarias de la Asamblea Nacional;

- c) proponer el proyecto de orden del día de las sesiones de la Asamblea Nacional;
- ch) firmar y disponer la publicación en la Gaceta Oficial de la República de las leyes y acuerdos adoptados por la Asamblea Nacional;
- d) organizar las relaciones internacionales de la Asamblea Nacional;
- e) dirigir y organizar la labor de las comisiones de trabajo permanentes y temporales que sean creadas por la Asamblea Nacional;
- f) asistir a las reuniones del Consejo de Estado;
- g) las demás que por esta Constitución o la Asamblea Nacional del Poder Popular se le atribuyan.

ARTICULO 80. La condición de diputado no entraña privilegios personales ni beneficios económicos.

Los diputados a la Asamblea Nacional del Poder Popular coordinarán sus funciones como tales con sus responsabilidades y tareas habituales.

En la medida en que lo exija su labor como diputados, disfrutarán de licencia sin sueldo y recibirán una dieta equivalente a su salario y a los gastos adicionales en que incurran con motivo del ejercicio de su cargo.

ARTICULO 81. Ningún diputado a la Asamblea Nacional del Poder Popular puede ser detenido ni sometido a proceso penal sin autorización de la Asamblea, o del Consejo de Estado si no está reunida aquélla, salvo en caso de delito flagrante.

ARTICULO 82. Los diputados a la Asamblea Nacional del Poder Popular tienen el deber de desarrollar

sus labores en beneficio de los intereses del pueblo, mantener contacto con sus electores, oír sus quejas, sugerencias y críticas, explicarles la política del Estado y rendirles, periódicamente, cuenta del cumplimiento de sus funciones.

Asimismo los diputados están obligados a rendir cuenta de su actuación a la Asamblea cuando ésta lo reclame.

ARTICULO 83. Los diputados a la Asamblea Nacional del Poder Popular pueden ser revocados en todo tiempo por sus electores, en la forma y por el procedimiento establecido en la ley.

ARTICULO 84. Los diputados a la Asamblea Nacional del Poder Popular tienen el derecho de hacer preguntas al Consejo de Estado, al Consejo de Ministros o a los miembros de uno y otro, y a que éstas les sean respondidas en el curso de la misma sesión o en la próxima.

ARTICULO 85. Todos los órganos y empresas estatales están obligados a prestar a los diputados la colaboración necesaria para el cumplimiento de sus deberes.

ARTICULO 86. La iniciativa de las leyes compete:

- a) a los diputados de la Asamblea Nacional del Poder Popular;
- b) al Consejo de Estado;
- c) al Consejo de Ministros;
- ch) a las comisiones de la Asamblea Nacional del Poder Popular;
- d) al Comité Nacional de la Central de Trabajadores de Cuba y a las Direcciones Nacionales.

- de las demás organizaciones sociales y de masas;
- e) al Tribunal Supremo Popular, en materia relativa a la administración de justicia;
- f) a la Fiscalía General de la República, en materia de su competencia;
- g) a los ciudadanos. En este caso será requisito indispensable que ejerciten la iniciativa diez mil ciudadanos, por lo menos, que tengan la condición de electores.

ARTICULO 87. El Consejo de Estado es el órgano de la Asamblea Nacional del Poder Popular que la representa entre uno y otro período de sesiones, ejecuta los acuerdos de ésta y cumple las demás funciones que la Constitución le atribuye.

Tiene carácter colegiado y, a los fines nacionales e internacionales, ostenta la suprema representación del Estado cubano.

ARTICULO 88. Son atribuciones del Consejo de Estado:

- a) disponer la celebración de sesiones extraordinarias de la Asamblea Nacional del Poder Popular;
- b) acordar la fecha de las elecciones para la renovación periódica de la Asamblea Nacional del Poder Popular;
- c) dictar decretos-leyes, entre uno y otro período de sesiones de la Asamblea Nacional del Poder Popular;
- ch) dar a las leyes vigentes, en caso necesario, una interpretación general y obligatoria;

- d) ejercer la iniciativa legislativa;
- e) disponer lo pertinente para realizar los referendos que acuerde la Asamblea Nacional del Poder Popular;
- f) decretar la movilización general cuando la defensa del país lo exija y asumir las facultades de declarar la guerra en caso de agresión o concertar la paz, que la Constitución asigna a la Asamblea Nacional del Poder Popular, cuando ésta se halle en receso y no pueda ser convocada con la seguridad y urgencia necesarias;
- g) sustituir, a propuesta de su Presidente, a los miembros del Consejo de Ministros entre uno y otro período de sesiones de la Asamblea Naciocional del Poder Popular;
- h) impartir instrucciones de carácter general a los tribunales a través del Consejo de Gobierno del Tribunal Supremo Popular;
- i) impartir instrucciones a la Fiscalía General de la República;
- j) designar y remover, a propuesta de su Presidente, a los representantes diplomáticos de Cuba ante otros Estados;
- k) otorgar condecoraciones y títulos honoríficos;
- I) nombrar comisiones;
- II) conceder indultos;
- m) ratificar y denunciar tratados internacionales;
- n) otorgar o negar el beneplácito a los representantes diplomáticos de otros Estados;

- ñ) suspender las disposiciones del Consejo de Ministros y los acuerdos y disposiciones de las Asambleas Locales del Poder Popular que no se ajusten a la Constitución o a las leyes, o cuando afecten los intereses de otras localidades o los generales del país, dando cuenta a la Asamblea Nacional del Poder Popular en la primera sesión que celebre después de acordada dicha suspensión.
- o) revocar los acuerdos y disposiciones de los Comités Ejecutivos de los órganos locales del Poder Popular que contravengan la Constitución, las leyes, los decretos-leyes, los decretos y demás disposiciones dictadas por un órgano de superior jerarquía a los mismos, o cuando afecten los intereses de otras localidades o los generales del país;
- p) aprobar su reglamento;
- q) las demás que le confieran la Constitución y las leyes o le encomiende la Asamblea Nacional del Poder Popular.

ARTICULO 89. Todas las decisiones del Consejo de Estado son adoptadas por el voto favorable de la mayoría simple de sus integrantes.

ARTICULO 90. El mandato confiado al Consejo de Estado por la Asamblea Nacional del Poder Popular expira al constituirse una nueva Asamblea a virtud de las renovaciones periódicas de ésta.

ARTICULO 91. Las atribuciones del Presidente del Consejo de Estado y Jefe de Gobierno son las siguientes:

 a) representar al Estado y al Gobierno y dirigir su política general;

- b) organizar y dirigir las actividades y convocar y presidir las sesiones del Consejo de Estado y las del Consejo de Ministros;
- c) controlar y atender al desenvolvimiento de las actividades de los Ministerios y demás organismos centrales de la Administración;
- ch) asumir la dirección de cualquier Ministerio u organismo central de la Administración;
- d) proponer a la Asamblea Nacional del Poder Popular, una vez elegido por ésta, los miembros del Consejo de Ministros;
- e) aceptar las renuncias de los miembros del Consejo de Ministros, o bien proponer a la Asamblea Nacional del Poder Popular o al Consejo de Estado, según proceda, la sustitución de cualquiera de ellos y, en ambos casos, los sustitutos correspondientes;
- f) recibir las cartas credenciales de los jefes de las misiones diplomáticas extranjeras. Esta función podrá ser delegada en cualquiera de los Vicepresidentes del Consejo de Estado;
- g) desempeñar la Jefatura Suprema de las Fuerzas Armadas Revolucionarias;
- h) firmar los decretos-leyes y otros acuerdos del Consejo de Estado y ordenar su publicación en la Gaceta Oficial de la República;
- i) las demás que por esta Constitución o la Asamblea se le atribuyan.

ARTICULO 92. En caso de ausencia, enfermedad o muerte del Presidente del Consejo de Estado lo sustituye en sus funciones el Primer Vicepresidente.

ARTICULO 93. El Consejo de Ministros es el máximo órgano ejecutivo y administrativo y constituye el Gobierno de la República.

El número, denominación y funciones de los Ministerios y organismos centrales que forman parte del Consejo de Ministros es determinado por la ley.

ARTICULO 94. El Consejo de Ministros está integrado por el Jefe de Estado y de Gobierno, que es su Presidente, el Primer Vicepresidente, los Vicepresidentes, el Presidente de la Junta Central de Planificación, los Ministros, el Secretario y los demás miembros que determine la ley.

ARTICULO 95. El Presidente, el Primer Vicepresidente y los Vicepresidentes del Consejo de Ministros integran su Comité Ejecutivo.

Los integrantes del Comité Ejecutivo controlan y coordinan por sectores la labor de los Ministerios y organismos centrales.

Cuando la urgencia del caso lo requiera, el Comité Ejecutivo puede decidir sobre las cuestiones atribuidas al Consejo de Ministros.

ARTICULO 96. Son atribuciones del Consejo de Ministros:

- a) organizar y dirigir la ejecución de las actividades políticas, económicas, culturales, científicas, sociales y de defensa acordadas por la Asamblea Nacional del Poder Popular;
- b) proponer los proyectos de planes generales de desarrollo económico-social del Estado y, una vez aprobados por la Asamblea Nacional del

- Poder Popular, organizar, dirigir y controlar su ejecución;
- c) dirigir la política exterior de la República y las relaciones con otros gobiernos;
- ch) aprobar tratados internacionales y someterlos a la ratificación del Consejo de Estado;
- d) dirigir y controlar el comercio exterior;
- e) elaborar el proyecto de presupuesto del Estado y una vez aprobado por la Asamblea Nacional del Poder Popular, velar por su ejecución;
- f) adoptar medidas para fortalecer el sistema monetario y crediticio;
- g) elaborar proyectos legislativos y someterlos a la consideración de la Asamblea Nacional del Poder Popular o del Consejo de Estado, según proceda;
- h) proveer a la defensa nacional, al mantenimiento del orden y la seguridad interiores, a la protección de los derechos ciudadanos, así como a la salvaguarda de vidas y bienes en caso de desastres naturales;
- i) dirigir la administración del Estado, unificando, coordinando y fiscalizando la actividad de los Ministerios y demás organismos centrales de la Administración;
- ij) ejecutar las leyes y acuerdos de la Asamblea Nacional del Poder Popular, así como los decretosleyes y disposiciones del Consejo de Estado y, en caso necesario, dictar los reglamentos correspondientes;

- k) dictar decretos y disposiciones sobre la base y en cumplimiento de las leyes vigentes y controlar su ejecución;
- 1) conceder asilo territorial;
- II) determinar la organización general de las Fuerzas Armadas Revolucionarias;
- m) ejercer la dirección y fiscalización metodológica y técnica de las funciones administrativas de los órganos locales del Poder Popular, a través de los Ministerios y organismos centrales correspondientes;
- n) revocar o dejar sin efecto las disposiciones de Ministros, jefes de organismos centrales de la Administración y direcciones administrativas de los órganos locales del Poder Popular cuando contravengan las normas superiores que les sean de obligatorio cumplimiento;
- ñ) proponer a la Asamblea Nacional del Poder Popular la revocación o al Consejo de Estado, la suspensión de los acuerdos y disposiciones de las Asambleas de los órganos locales del Poder Popular que contravengan las leyes y demás disposiciones vigentes o que afecten los intereses de otras comunidades o los generales del país;
- o) crear las comisiones que estime necesarias para facilitar el cumplimiento de las tareas que le están asignadas;
- p) designar y remover funcionarios de acuerdo con las facultades que le confiere la ley;
- q) realizar cualquier otra función que le encomiende la Asamblea Nacional del Poder Popular o el Consejo de Estado.

ARTICULO 97. El Consejo de Ministros es responsable y rinde cuenta, periódicamente, de todas sus actividades ante la Asamblea Nacional del Poder Popular.

ARTICULO 98. Son atribuciones de los miembros del Consejo de Ministros:

- a) dirigir los asuntos y tareas del Ministerio u organismo a su cargo, dictando las resoluciones y disposiciones necesarias a ese fin;
- b) dictar, cuando no sea atribución expresa de otro órgano estatal, los reglamentos que se requieran para la ejecución y aplicación de las leyes y decretos-leyes que les conciernen;
- c) asistir a las sesiones del Consejo de Ministros, con voz y voto, y presentar a éste proyectos de leyes, decretos-leyes, decretos, resoluciones, acuerdos o cualquier otra proposición que estimen conveniente;
- ch) nombrar, conforme a la ley, los funcionarios que les corresponden;
- d) cualquier otra que les atribuyan la Constitución y las leyes.

ARTICULO 99. El Secretario General de la Central de Trabajadores de Cuba tiene derecho a participar de las sesiones del Consejo de Ministros y de su Comité Ejecutivo.

CAPITULO IX

ORGANOS LOCALES DEL PODER POPULAR

ARTICULO 100. El territorio nacional, para los fines político-administrativos, se divide en provincias y municipios; el número, los límites y la denominación de los cuales establece la ley.

La ley puede establecer, además, otras divisiones.

ARTICULO 101. Las Asambleas de Delegados del Poder Popular constituidas en las demarcaciones político-administrativas, en que, conforme a la ley, se divide el territorio nacional, son los órganos superiores locales del Poder del Estado.

ARTICULO 102. Las Asambleas Locales del Poder Popular están investidas de la más alta autoridad para el ejercicio de las funciones estatales en sus demarcaciones respectivas. Para ello, en cuanto les concierne, ejercen gobierno y, a través de los órganos que constituyen, dirigen entidádes económicas, de producción y de servicios que les están directamente subordinadas y desarrollan las actividades requeridas para satisfacer necesidades asistenciales, económicas, culturales,

educacionales y recreativas de la colectividad del territorio a que se extiende la jurisdicción de cada una.

Ayudan, además, al desarrollo de las actividades y al cumplimiento de los planes de las unidades establecidas en su territorio que no les están subordinadas.

ARTICULO 103. Para el ejercicio de sus funciones, las Asambleas Locales del Poder Popular se apoyan en la iniciativa y amplia participación de la población y actúan en estrecha coordinación con las organizaciones sociales y de masas.

ARTICULO 104. Los órganos locales del Poder Popular, en la medida que les corresponde y conforme a la ley, participan en la elaboración y posterior ejecución y control del Plan Unico de Desarrollo Económico-Social que adopta el Estado.

ARTICULO 105. Dentro de los límites de su competencia, las Asambleas Provinciales y Municipales del Poder Popular:

- a) cumplen y hacen cumplir las leyes y disposiciones de carácter general que emanen de los órganos superiores del Estado;
- b) adoptan acuerdos y dictan disposiciones;
- c) revocan, suspenden o modifican, según los casos, los acuerdos y disposiciones de los órganos subordinados a ellas, que infrinjan la Constitución, las leyes, los decretos-leyes, los decretos, los reglamentos o las resoluciones dictadas por los órganos superiores del Poder del Estado, o que afecten los intereses de otras comunidades, o los generales del país;

- ch) eligen a su Comité Ejecutivo y determinan la organización, funcionamiento y tareas de éste, conforme a la ley;
- d) revocan el mandato de los miembros de los respectivos Comités Ejecutivos;
- e) determinan la organización, funcionamiento y tareas de las direcciones administrativas por ramas de actividades económico-sociales;
- f) designan, sustituyen y destituyen a los jefes de sus direcciones administrativas;
- g) forman y disuelven comisiones de trabajo;
- h) eligen y revocan, conforme a lo dispuesto en la ley, a los jueces de los Tribunales Populares de sus demarcaciones respectivas;
- i) conocen y evalúan los informes de rendición de cuenta que les presenten sus Comités Ejecutivos, los órganos judiciales y las asambleas de jerarquía inmediata inferior y adoptan las decisiones pertinentes sobre ellos;
- j) protegen los derechos de los ciudadanos y la propiedad socialista;
- k) trabajan por el fortalecimiento de la legalidad socialista, el mantenimiento del orden interior y el reforzamiento de la capacidad defensiva del país;
- I) ejercen las demás atribuciones que la Constitución y las leyes les asignan.

ARTICULO 106. El segundo domingo siguiente a la elección de todos los delegados a la Asamblea Municipal del Poder Popular, ésta se reúne por derecho pro-

pio bajo la presidencia del delegado de más edad para la verificación de la validez de la elección de los delegados, y una vez hecha esta verificación, elige al Comité Ejecutivo y a los delegados a las Asambleas provinciales. En esta sesión actúan como secretarios los dos delegados más jóvenes.

Las demás Asambleas locales se constituyen, en la misma forma, en la oportunidad que señala la ley.

ARTICULO 107. Las sesiones ordinarias y extraordinarias de las Asambleas Locales del Poder Popular se celebran ante el pueblo. Sólo cuando se trate en ellas de asuntos referidos a secretos de Estado o al decoro de las personas podrá la Asamblea acordar celebrarlas a puertas cerradas.

ARTICULO 108. En las sesiones de las Asambleas Locales del Poder Popular se requiere para su validez la presencia de más de la mitad del número total de sus integrantes. Sus acuerdos se adoptan por mayoría simple de votos.

ARTICULO 109. Las direcciones administrativas están subordinadas a su respectiva Asamblea, al Comité Ejecutivo de ésta y al órgano de jerarquía superior de la rama administrativa correspondiente.

ARTICULO 110. Las comisiones permanentes de trabajo organizadas por ramas de la producción y de los servicios o por esfera de actividades, auxilian a las Asambleas y sus Comités Ejecutivos en sus respectivas actividades y en el control de las direcciones administrativas y de las empresas locales.

Las comisiones de carácter temporal cumplen las tareas específicas que les son asignadas dentro del término que se les señale.

ARTICULO 111. Las Asambleas se renovarán, periódicamente, cada dos años y medio, que es el término de duración del mandato de los delegados.

Este término sólo podrá extenderse por decisión de la Asamblea Nacional del Poder Popular, en los casos señalados en el Artículo 70.

ARTICULO 112. El mandato de los delegados es revocable únicamente por sus electores, los que pueden ejercer esta facultad en cualquier momento, mediante el procedimiento que la ley establece. Esta determina, asimismo, los casos y el procedimiento para sustituir a los delegados cuando estén impedidos de desempeñar sus funciones.

ARTICULO 113. Los delegados cumplen el mandato que les han conferido sus electores en interés de toda la comunidad y están obligados a:

- a) dar a conocer a la Asamblea las opiniones, necesidades y dificultades que les trasmitan sus electores;
- b) informar a éstos sobre la política que sigue la Asamblea y las medidas adoptadas para la solución de necesidades planteadas por la población o las dificultades que se presenten para resolverlas;
- c) rendir cuenta, periódicamente, de su gestión personal a sus electores y a la Asamblea a que pertenezcan.

ARTICULO 114. El Comité Ejecutivo es el órgano colegiado elegido por las Asambleas Provinciales y Municipales del Poder Popular para que cumpla las

funciones que la Constitución y las leyes le atribuyen y las tareas que las Asambleas le encomiendan.

El Comité Ejecutivo está integrado por los miembros que determina la ley. Estos eligen, con la ratificación de la Asamblea, un Presidente, un Vicepresidente y un Secretario que, a su vez, lo son de la propia Asamblea.

ARTICULO 115. La elección de los miembros de los Comités Ejecutivos de las Asambleas Municipales y Provinciales debe recaer en delegados de la propia Asamblea.

En todos los casos, la elección se efectúa a virtud de candidaturas propuestas en la forma que la ley establece.

El Presidente de cada Comité Ejecutivo Municipal es, además, por derecho propio, delegado a la correspondiente Asamblea Provincial del Poder Popular.

ARTICULO 116. Son atribuciones de los Comités Ejecutivos:

- a) convocar las sesiones ordinarias y extraordinarias de la Asamblea;
- b) publicar y ejecutar los acuerdos adoptados por la Asamblea;
- c) suspender la ejecución de cualquier disposición emanada de las Asambleas Locales del Poder Popular de jerarquía inmediata inferior, cuando viole la Constitución, las leyes u otras disposiciones dictadas por los órganos superiores del Poder del Estado, o que afecten los intereses de otras comunidades, o los generales del país;

- ch) revocar en los mismos casos a que se refiere el inciso anterior, las disposiciones, acuerdos y resoluciones de los Comités Ejecutivos de las Asambleas Locales del Poder Popular de jerarquía inmediata inferior en los períodos en que no se halle reunida la Asamblea a que pertenezca el mismo;
- d) conocer, evaluar y adoptar las decisiones pertinentes sobre los informes de rendición de cuenta que les presenten los respectivos Comités Ejecutivos de la jerarquía inmediata inferior;
- e) dirigir y controlar las direcciones administrativas y las empresas locales;
- f) designar y sustituir funcionarios de las direcciones administrativas y de las empresas locales;
- g) adoptar las medidas pertinentes para ayudar al desarrollo de las actividades y al cumplimiento de los planes de las unidades establecidas en el territorio de la respectiva Asamblea y que no están subordinadas a ésta;
- h) suspender y sustituir provisionalmente a los jefes de las direcciones administrativas y empresas locales, dando cuenta a la asamblea para que ratifique o modifique la decisión.

ARTICULO 117. En los períodos comprendidos entre las sesiones de la Asamblea, el Comité Ejecutivo asume las funciones de ésta señaladas en los incisos a), b), g), j) y k) del artículo 105.

Los acuerdos y disposiciones de carácter general que adopte el Comité Ejecutivo en el ejercicio de dichas facultades, deben ser ratificados, modificados o dejados sin efecto, expresamente, por la Asamblea, en la primera sesión que posteriormente celebre.

ARTICULO 118. El Comité Ejecutivo rinde cuenta, periódicamente, de su actividad a la respectiva Asamblea y al Comité Ejecutivo de jerarquía inmediata superior.

ARTICULO 119. El mandato confiado a los Comités Ejecutivos cesa al constituirse las nuevas Asambleas Provinciales y Municipales del Poder Popular, respectivamente.

ARTICULO 120. Son atribuciones propias del Presidente de cada Comité Ejecutivo:

- a) convocar y presidir las sesiones de la Asamblea respectiva;
- b) velar por la aplicación del Reglamento de la Asamblea;
- c) convocar y presidir las reuniones del Comité Ejecutivo;
- ch) organizar la actividad del Comité Ejecutivo.
- El Presidente del Comité Ejecutivo puede delegar en el Vicepresidente alguna de las funciones que le están atribuidas.

CAPITULO X

TRIBUNALES Y FISCALIA

ARTICULO 121. La función de impartir justicia dimana del pueblo y es ejercida a nombre de éste por el Tribunal Supremo Popular y los demás tribunales que la ley instituye.

La jurisdicción y competencia de los tribunales en sus distintos grados, se ajustará a la división políticoadministrativa del país y a las necesidades de la función judicial.

La ley regula la organización de los tribunales; sus facultades y el modo de ejercerlas; los requisitos que deben reunir los jueces; la forma de elección de éstos; el tiempo de duración en los respectivos cargos; y el procedimiento para la revocación.

ARTICULO 122. Los tribunales constituyen un sistema de órganos estatales, estructurados con independencia funcional de cualquier otro, y sólo subordinados, jerárquicamente, a la Asamblea Nacional del Poder Popular y al Consejo de Estado.

ARTICULO 123. La actividad de los tribunales tiene como principales objetivos:

- a) mantener y reforzar la legalidad socialista;
- b) salvaguardar el régimen económico, social y político establecido en esta Constitución;
- c) proteger la propiedad socialista, la personal de los ciudadanos y las demás que esta Constitución reconoce;
- ch) amparar los derechos e intereses legítimos de los organismos estatales, y de las entidades económicas, sociales y de masas;
- d) amparar la vida, la libertad, la dignidad, el honor, el patrimonio, las relaciones familiares y demás derechos e intereses legítimos de los ciudadanos;
- e) prevenir las violaciones de la ley y las conductas antisociales, reprimir y reeducar a los que incurran en ellas y restablecer el imperio de las normas legales cuando se reclame contra su infracción;
- f) elevar la conciencia jurídica social en el sentido del estricto cumplimiento de la ley, formulando en sus decisiones los pronunciamientos oportunos para educar a los ciudadanos en la observancia consciente y voluntaria de sus deberes de lealtad a la patria, a la causa del socialismo y a las normas de convivencia socialistas.

ARTICULO 124. El Tribunal Supremo Popular ejerce la máxima autoridad judicial y sus decisiones en este orden son definitivas.

A través de su Consejo de Gobierno ejerce la iniciativa legislativa y la potestad reglamentaria; toma decisiones y dicta normas de obligado cumplimiento por todos los tribunales populares y, sobre la base de la experiencia de éstos, imparte instrucciones de carácter obligatorio para establecer una práctica judicial uniforme en la interpretación y aplicación de la ley.

ARTICULO 125. Los jueces, en su función de impartir justicia, son independientes y no deben obediencia más que a la ley.

ARTICULO 126. Los fallos y demás resoluciones firmes de los tribunales, dictados dentro de los límites de su competencia, son de ineludible cumplimiento por los organismos estatales, las entidades económicas y sociales y los ciudadanos, tanto por los directamente afectados por ellos, como por los que no teniendo interés directo en su ejecución vengan obligados a intervenir en la misma.

ARTICULO 127. Todos los tribunales funcionan en forma colegiada.

En la actividad de impartir justicia participan, con iguales deberes y derechos, jueces profesionales y jueces legos.

El desempeño de las funciones judiciales encomendadas al juez lego, dada la importancia social de las mismas, debe tener prioridad.

ARTICULO 128. Los tribunales rinden cuenta de su gestión ante la Asamblea que los eligió, por lo menos una vez al año.

ARTICULO 129. La facultad de revocación de los jueces corresponde al órgano que los elige.

ARTICULO 130. Corresponde a la Fiscalía General de la República, como objetivo primordial, el control de la legalidad socialista sobre la base de la vigilancia del estricto cumplimiento de la ley y demás disposiciones legales, por los organismos del Estado, entidades económicas y sociales, y por los ciudadanos.

La ley determina la forma, extensión y oportunidad en que la Fiscalía ejerce las facultades al objeto expresado.

ARTICULO 131. La Fiscalía General de la República constituye una unidad orgánica subordinada únicamente a la Asamblea Nacional del Poder Popular y al Consejo de Estado.

El Fiscal General de la República recibe instrucciones directas del Consejo de Estado.

Al Fiscal General de la República corresponde la dirección y reglamentación de la actividad de la Fiscalía en todo el territorio nacional.

El Fiscal General de la República es miembro del Consejo de Gobierno del Tribunal Supremo Popular.

Los órganos de la Fiscalía están organizados verticalmente en toda la nación, están subordinados sólo a la Fiscalía General de la República y son independientes de todo órgano local.

ARTICULO 132. El Fiscal General de la República y los vicefiscales generales son elegidos y pueden ser revocados por la Asamblea Nacional del Poder Popular. La ley fija el término de la elección.

ARTICULO 133. El Fiscal General de la República rinde cuenta de su gestión a la Asamblea Nacional del Poder Popular por lo menos una vez al año.

CAPITULO XI

SISTEMA ELECTORAL

ARTICULO 134. En toda elección y en los referendos, el voto es libre, igual y secreto. Cada elector tiene derecho a un solo voto.

ARTICULO 135. Tienen derecho al voto todos los cubanos, hombres y mujeres, mayores de dieciséis años de edad, excepto:

- a) los incapacitados mentales, previa declaración judicial de su incapacidad;
- b) los inhabilitados judicialmente por causa de delitos.

ARTICULO 136. Tienen derecho a ser elegidos los ciudadanos cubanos, hombres o mujeres, que se hallen en el pleno goce de sus derechos políticos.

Si la elección es para diputados a la Asamblea Nacional del Poder Popular, deben, además, ser mayores de dieciocho años de edad.

ARTICULO 137. Los miembros de las Fuerzas Armadas Revolucionarias y demás institutos armados tienen derecho a elegir y a ser elegidos, igual que los demás ciudadanos.

ARTICULO 138. La ley determina el número de delegados que deben integrar cada una de las Asambleas en proporción al número de habitantes de las respectivas demarcaciones político-administrativas en que se divide el territorio nacional; y regula, asimismo, el procedimiento y la forma de la elección.

Los delegados a las Asambieas Municipales se eligen por circunscripciones electorales previamente determinadas.

ARTICULO 139. Las Asambleas Municipales eligen, a través del voto secreto, a los delegados a las Asambleas Provinciales del Poder Popular.

ARTICULO 140. Para que se considere elegido un delegado es necesario que haya obtenido más de la mitad del número de votos emitidos en la circunscripción electoral de que se trate.

De no concurrir esta circunstancia, la ley regula la forma de proceder a la celebración de nuevas elecciones para decidir, entre los que hayan obtenido mayor votación, cuál de ellos resulta electo.

CAPITULO XII

REFORMA CONSTITUCIONAL

ARTICULO 141. Esta Constitución sólo puede ser reformada, total o parcialmente, por la Asamblea Nacional del Poder Popular mediante acuerdo adoptado, en votación nominal, por una mayoría no inferior a las dos terceras partes del número total de sus integrantes.

Si la reforma es total o se refiere a la integración y facultades de la Asamblea Nacional del Poder Popular o de su Consejo de Estado o a derechos y deberes consagrados en la Constitución, requiere, además, la ratificación por el voto favorable de la mayoría de los ciudadanos con derecho electoral, en referendo convocado al efecto por la propia Asamblea.

LEY DE TRÂNSITO CONSTITUCIONAL